

STATE OF WEST VIRGINIA  
CONSOLIDATED ANNUAL ACTION PLAN  
FISCAL YEAR 2019



WEST VIRGINIA DEVELOPMENT OFFICE | WEST VIRGINIA HOUSING DEVELOPMENT FUND

# Executive Summary

## AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

### 1. Introduction

The State of West Virginia's 2019 Action Plan is part of the Five-Year Consolidated Plan covering 2015-2019. The Consolidated Plan and Annual Action Plan are required by the U.S. Department of Housing and Urban Development (HUD) as a prerequisite to receive funding through the following programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). Pursuant to the authority by the State of West Virginia's Governor, Jim Justice, the West Virginia Development Office (WVDO) and West Virginia Housing Development Fund (WVHDF) will administer the above referenced federal funds on behalf of the State. The CDBG, ESG and HOPWA programs are administered by the WVDO. The WVHDF administers HOME and HTF funded programs. The WVDO serves as the lead agency for the State's Consolidated and Annual Action Plan. These State agencies have collaborated in the preparation of the annual Action Plan for program year 2019, beginning July 1, 2019 through June 30, 2020.

As guided by 24 CFR Part 91, the Annual Action Plan contains all required sections, priorities, and general strategies to allow for the implementation of the programs contained in this plan. It establishes goals for meeting priority needs over the next program year and reflects past performance. Additional documents related to the Annual Action Plan are submitted under the Grantee's Unique Appendices as required. These documents include the Update to the Analysis of Fair Housing Impediments and all supporting material, as well as documents related to public input derived through the Citizen Participation Plan.

As guided by 24 CFR Part 91, the Annual Action Plan contains all required sections, priorities, and general strategies to allow for the implementation of the programs contained in this plan. It establishes goals for meeting priority needs over the next program year and reflects past performance. Additional documents related to the Annual Action Plan are submitted under the Grantee's Unique Appendices as required. These documents include the Update to the Analysis of Fair Housing Impediments and all supporting material, as well as documents related to public input derived through the Citizen Participation Plan.

### 2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The State of West Virginia will continue to follow previously implemented performance measurements prescribed by HUD. All activities funded will address one of these three primary objectives which will provide an outcome of availability/accessibility, affordability and/or sustainability:

1. Provide decent affordable housing
2. Create economic opportunities
3. Create suitable living environments

Similarly, all funded activities will achieve one of the following:

1. Increase the supply of affordable rental housing: HOME Program approximately 74 units; and HTF Program approximately 50 units.
2. Support homeownership opportunities for low to moderate income first-time homebuyers: HOME Program - approximately 10 units.
3. Increase affordable, accessible housing opportunities for special needs populations: HOPWA and ESG Program - 175 individuals.
4. Support local efforts to assure that households in a housing crisis are able to obtain and/or maintain housing stability: HOPWA and ESG Program - 2800 individuals.
5. Support job creation or retention efforts: CDBG Program - 0 jobs.
6. Support local community development efforts to assist low- and moderate-income citizens to achieve an improved quality of life by supporting locally developed strategies to protect, maintain, and expand access to facilities, and services and to revitalize deteriorating downtown and residential neighborhood areas: CDBG Program - 0 facilities.
7. Support local government efforts to provide affordable infrastructure systems to strengthen the foundations for economic growth and alleviate conditions that affect environmental quality, public health, or welfare: CDBG Program – 5,972 persons will benefit from new and improved infrastructure

systems, to include water and wastewater and broadband. Broadband Planning Grants will benefit 10 counties within the State of West Virginia.

### **3. Evaluation of past performance**

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

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For FY 2018 program year, 7-1-17 through 6-30-18, the State achieved the following outcomes:

#### 1. Increase the supply of affordable rental housing:

- HOME CHDO: Construction of 7 Single Family housing units and 12 rental units.
- HOME Rental: 89 rental units.
- HOME CHDO Operating Assistance Grants: 7 CHDOs.

#### 2. Supporting homeownership opportunities for low to moderate income first-time homebuyers:

NewHOME Program: Acquisition of 1 new units and acquisition of 12 existing units.

#### 3. Increase affordable, accessible housing opportunities for special needs populations:

- HOPWA and ESG Program:
- During the last program year, 6,500 people were assisted through the ESG program.
- Total HOPWA housing subsidy assistance 172 households.

#### 4. Enhance the quality of housing for low to moderate income homeowners:

- HOME Program: One single family owner occupied rehabilitation loan in response to the 6-23-16 Flood.

#### 5. Support local efforts to assure that households in a housing crisis are able to obtain and/or maintain housing stability:

- ESG Programs: 1,719 individuals were able to obtain housing stability.

#### 6. Support job creation or retention efforts:

- CDBG Program: No projects were awarded in 2018.



7. Support local community development efforts to assist low-and moderate-income citizens to achieve an improved quality of life by supporting locally developed strategies to protect, maintain, and expand access to facilities, and services and to revitalize deteriorating downtown and residential neighborhood areas:

- Each infrastructure project that received CDBG funding assisted low-to moderate-income citizens in achieving an improved quality of life through the development of clean, reliable water, wastewater and broadband.
- The CDBG projects either improved the current infrastructure or extended services to previously unserved areas, and this continues to be a critical need in many areas of West Virginia.
- During the last program year, 7 CDBG Infrastructure projects were completed through the state.

8. Support local government efforts to provide affordable infrastructure systems to strengthen the foundations for economic growth and alleviate conditions that affect environmental quality, public health, or welfare:

- CDBG Program: Invested \$13,084,044 in 20 public infrastructure projects (9 water and sewer and 11 broadband development), serving approximately 5,972 persons. Broadband Planning grants benefited approximately 10 counties in the State of West Virginia.

#### **Additional text for Evaluation of past performance**

In addition to the above outcomes, the CDBG program implemented the following with plans to continue to build upon such activities:

- CDBG Implementation Meetings: Mandatory implementation meetings were conducted with each new grantee, in which WVDO staff reviewed the goals and objectives of the CDBG program, and specific requirements concerning environmental review, labor compliance, Section 3, Fair Housing, procurement, citizen participation and other rules and regulations.
- Fair Housing: The WVDO and the WVHDF conducted an interim update to the Analysis of Impediments to Fair Housing in 2018. Additionally, the WVDO Compliance Unit monitors all Grantee's Fair Housing activities annually to ensure compliance.

Environmental Review: The WVDO continues to administer procedures to ensure that all projects fully comply with the environmental review requirements under 24 CFR Part 58.

#### **4. Summary of Citizen Participation Process and consultation process**

## Summary from citizen participation section of plan.

In developing the annual Action Plan, the WVDO and WVHDF followed the State's Citizen Participation Plan and consulted with a broad range of local, regional and state organizations, including local units of government, continuums of cares (CoCs) and other interested parties through outreach efforts. This draft plan was published on the West Virginia Department of Commerce website and was widely distributed via email and in hard copies as outlined in the plan upon request. The State encouraged all citizens to participate in the planning process. Accommodations were made for non-English speaking persons and persons with mobility, visual, or hearing impairments as needed.

Three public hearings were publicized at least 14 days in advance in six major newspapers across the State and by website postings, distribution through email, and available within State offices. A copy of the draft plan was emailed to each of the State's Regional Planning and Development Councils. The first hearing was conducted on April 10, 2019 to obtain citizens' views about housing, homelessness, public facilities and services and non-housing community development needs in the State as directed by the citizen participation plan. The second hearing was held on April 16th and the third on April 25th in different locations across the state. The public was invited to submit written comments to the plan within a comment period which began on April 1st and concluded on May 1st, 2019.

### **5. Summary of public comments**

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

The State received a variety of comments regarding the various programs during the public hearings as well as submitted during the comment period. Wherever possible, public hearings were structured to incorporate discussion of specific local needs.

Please refer to Citizen Participation Outreach chart in section AP-12 for an overview of all comments, including the verbal comments and written comments submitted by citizens during the public meeting process. All comments were considered as the Action Plan was developed and finalized.

### **6. Summary of comments or views not accepted and the reasons for not accepting them**

All comments were considered in the development of the plan. Comments or views were gathered through direct participation at the public hearing as well as written comments provided during the public comment periods.

### **7. Summary**

WVDO and WVHDF will administer the previously referenced federal programs on behalf of the State of West Virginia, with the WVDO acting as the lead agency for the State's Consolidated and Annual Action Plan.

All activities funded will address one of the three primary objectives of providing decent affordable housing, creating economic opportunities, and/or creating suitable living environments, which will provide an outcome of availability/accessibility, affordability, and/or sustainability.

In developing the Action Plan, the WVDO and WVHDF followed the State's Citizen Participation Plan and consulted with a broad range of local, regional and state organizations, including local units of government, continuums of cares (CoCs) and other interested parties through outreach efforts. The draft plan was available on the West Virginia Department of Commerce's website, circulated via email, and three public hearings were held in different regions of the State to foster public participation. Written comments were received during this process and all consultations have been considered during the development of the Annual Action Plan.

**PR-05 Lead & Responsible Agencies - 91.300(b)**

**1. Agency/entity responsible for preparing/administering the Consolidated Plan**

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	WEST VIRGINIA	West Virginia Development Office
HOPWA Administrator	WEST VIRGINIA	West Virginia Development Office
HOME Administrator	WEST VIRGINIA	West Virginia Housing Development Fund
ESG Administrator	WEST VIRGINIA	West Virginia Development Office
	WEST VIRGINIA	West Virginia Housing Development Fund

**Table 1 – Responsible Agencies**

**Narrative**

The HOME Investment Partnerships and Housing Trust Fund will be administered by the WVHDF.

**Consolidated Plan Public Contact Information**

Two separate agencies -- the West Virginia Development Office and the West Virginia Housing Development Fund -- administer the five key programs included in the HUD Consolidated and Annual Action Plan. Each agency organized and implemented planning activities to include key contacts in the development of the plan. The West Virginia Department of Commerce, West Virginia Development Office is the lead agency and administers the CDBG, ESG and HOPWA programs as detailed in the Consolidated Plan. The HOME Investment Partnerships and Housing Trust Fund will be administered by the West Virginia Housing Development Fund.



## **AP-10 Consultation - 91.110, 91.300(b); 91.315(l)**

### **1. Introduction**

The State of West Virginia works annually with a variety of individuals and organizations to identify gaps in services and identify solutions to such gaps. To supplement this ongoing stakeholder engagement, the State conducted three public hearings and made the draft 2019 Annual Action Plan available for comment as guided by the Citizen Participation Plan. The draft plan was also posted to the West Virginia Development Office website for comment.

As required by the Citizen Participation Plan, the partner agencies (WVDO and WVHDF) distributed information about the planning process and sought to engage involvement from a wide constituency, including participation from low and moderate-income persons, organizations that serve vulnerable segments of the population, related constituent groups, individuals living in slum and blighted areas, and in areas where CDBG, HOME, HTF, ESG and HOPWA funds are used. In addition, the State provided a copy of the draft plan to the 11 Regional Planning and Development Councils. The Regional Councils represent the cities and counties within a specific geographic area and encourage a regional approach to community and economic development initiatives. Realizing that many issues transcend city and county boundaries, the Regional Councils are comprised of representatives from each unit of local government.

### **Provide a concise summary of the state's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies**

In the last several years, affordable housing providers and representatives of health, mental health, housing and public service agencies have substantially strengthened their networking and coordination activities. The State has actively encouraged and participated in these efforts and will continue to do so. In consultation with the 4 CoCs in the state, the WVDO acts as a conduit for leading the process of identifying barriers and strategies to address the needs of those experiencing homelessness and those at risk of becoming homeless.

The State of West Virginia works with the following agencies to enhance coordination:

- Social service agencies: The State provides funds to improve services to low and moderate income persons
- Housing providers: The State provides funds to improve the quality of emergency shelters
- Private industry, business and developers: to streamline efforts in efficiently and effectively utilize all available resources

Each year as part of the homeless programs application process, local agencies and organizations are invited to submit proposals for funding for eligible activities. These groups participate in the planning process by attending public hearings, informational meetings and completing reports as necessary.

**Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness**

The State of West Virginia supports all 4 CoCs: (Northern Panhandle CoC (NPC), Balance of State CoC (BOS), Kanawha Valley Collective CoC (KVC) and Cabell-Huntington-Wayne CoC (CHW) in efforts to address the needs of the homeless in the community. WVDO requires that all recipients of ESG funds participate in the annual Point in Time (PIT) count and Housing Inventory County (HIC) Shelter count. All recipients of ESG funding are required to be active members in the CoC which covers the provider's service area and to participate in that CoCs coordinated assessment process.

The State of West Virginia has worked to restructure its homeless assistance funding to better align with the State and Federal goals to reduce the number of individuals and families experiencing homelessness, shorten the length of time persons are homeless, and to reduce the number of people returning to homelessness.

**Describe consultation with the Continuum(s) of Care that serves the State in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS**

The WVDO coordinates with partners in the 4 CoCs and external stakeholders to ensure that the ESG program is part of an integrated, statewide strategy to ending homelessness and improving housing and stability outcomes for families and individuals.

Allocation of ESG funds: Funding availability is announced by the WVDO annually. Applications are emailed to past ESG funding recipients and all CoC leads for information distribution. Applications are also available through the WVDO website for any new applicants wishing to apply. Applications are reviewed based on the proposed implementation of eligible activities and ability to meet performance and compliance objectives. During the review process, all four CoCs are consulted to ensure that applicants are active members of the CoC, that they participate in the Point in Time count and that the policies and practices of the applicants reflect their ability to meet the needs of the population to be served as defined by the CoC. Given the relationship with two of the four CoC's in the State as direct recipients of ESG funding, it is challenging to balance the input of the CoC's. On-going communication and coordination with the CoC's and the national trend have aided the State to determine the percentage of funds that go into each ESG funded activity. Additionally, review of needs across the state voiced by CoC's compared with data drive these determinations. It is the goal of the State to continue

coordination with CoCs through attendance at meetings to continue to understand trends and community needs and adjust the program accordingly.

Policies and procedures for HMIS: The four CoCs in the State of West Virginia identify an HMIS lead which serves on a statewide HMIS steering committee. This steering committee works to develop statewide policies and procedures. WVDO is a member of the statewide HMIS steering committee.

**2. Agencies, groups, organizations and others who participated in the process and consultations**



**Table 2 – Agencies, groups, organizations who participated**

1	<b>Agency/Group/Organization</b>	Region I Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
2	<b>Agency/Group/Organization</b>	Region II Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
3	<b>Agency/Group/Organization</b>	Region III Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.

4	<b>Agency/Group/Organization</b>	Region IV Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
5	<b>Agency/Group/Organization</b>	Region V Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
6	<b>Agency/Group/Organization</b>	Region VI Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.

7	<b>Agency/Group/Organization</b>	Region VII Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
8	<b>Agency/Group/Organization</b>	Region VIII Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
9	<b>Agency/Group/Organization</b>	Region IX Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.

10	<b>Agency/Group/Organization</b>	Region X Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
11	<b>Agency/Group/Organization</b>	Region XI Planning and Development Council
	<b>Agency/Group/Organization Type</b>	Other government - County Other government - Local Regional organization Planning organization Business Leaders
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The WVDO works closely with the State's 11 Regional Planning Development Councils in the administration of the CDBG program. Consultations throughout the year included targeted training events, administrative meetings, phone conferences, and frequent communication with project teams, which include units of local government. This cooperative relationship is ongoing and collaborative, resulting in constant feedback for effective program design and administration.
12	<b>Agency/Group/Organization</b>	RELIGIOUS COALITION FOR COMMUNITY RENEWAL
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Services-homeless
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Homelessness Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
13	<b>Agency/Group/Organization</b>	CHANGE, INC.
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Services-Victims of Domestic Violence Services-homeless
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Homelessness Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.



14	<b>Agency/Group/Organization</b>	NORTH CENTRAL WV COMMUNITY ACTION
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Services-homeless
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Homelessness Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
15	<b>Agency/Group/Organization</b>	Mountain Opportunities Corporation
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
16	<b>Agency/Group/Organization</b>	Community Action of South Eastern WV (CASE)
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Services-homeless
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Public Housing Needs Homeless Needs - Chronically homeless

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
17	<b>Agency/Group/Organization</b>	COALFIELD DEVELOPMENT CORPORATION
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Services-Employment
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
18	<b>Agency/Group/Organization</b>	FAIRMONT COMMUNITY DEVELOPMENT PARTNERSHIP
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
19	<b>Agency/Group/Organization</b>	MOUNTAIN CAP OF WEST VIRGINIA, INC.
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Community Action Agency

	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Anti-poverty Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
20	<b>Agency/Group/Organization</b>	STOP ABUSIVE FAMILY ENVIRONMENTS
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
21	<b>Agency/Group/Organization</b>	HUNTINGTON HOUSING AUTHORITY
	<b>Agency/Group/Organization Type</b>	Housing PHA Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.

22	<b>Agency/Group/Organization</b>	MINGO COUNTY HOUSING AUTHORITY
	<b>Agency/Group/Organization Type</b>	Housing PHA Services - Housing Correspondent Lender
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Continuous and ongoing consultation with HOME Program participants strengthens the outreach of the WVHDF HOME Department.
23	<b>Agency/Group/Organization</b>	YWCA Charleston
	<b>Agency/Group/Organization Type</b>	Services - Housing Services-Children Services-Victims of Domestic Violence Service-Fair Housing Neighborhood Organization
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	This consultation focused on ways in which the WVDO and WVHDF could partner with the YWCA Charleston and related agencies to affirmatively further Fair Housing. This consultation was requested by the WVDO to explore an issue identified in the State's Analysis of Impediments to Fair Housing, "Unacceptable Levels of Sexual Harassment in Rental Housing." Discussion points included potential partner organizations and opportunities to increase awareness of this issue and subsequently develop action items to address it.

24	<b>Agency/Group/Organization</b>	West Virginia Geological and Economic Survey
	<b>Agency/Group/Organization Type</b>	Other government - State
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The State is coordinating and developing broadband projects with the West Virginia Broadband Enhancement Council, the West Virginia Geological and Economic Survey, Office of GIS Coordination, the State's Regional Planning and Development Councils, and other state and federal agencies to facilitate the expansion of this critical infrastructure into unserved and underserved areas of West Virginia.
25	<b>Agency/Group/Organization</b>	West Virginia National Guard
	<b>Agency/Group/Organization Type</b>	Other government - Federal Other government - State
	<b>What section of the Plan was addressed by Consultation?</b>	Military
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The State is coordinating and developing broadband projects with the West Virginia Broadband Enhancement Council, the West Virginia Geological and Economic Survey, Office of GIS Coordination, the State's Regional Planning and Development Councils, and other state and federal agencies to facilitate the expansion of this critical infrastructure into unserved and underserved areas of West Virginia.
26	<b>Agency/Group/Organization</b>	West Virginia Air National Guard
	<b>Agency/Group/Organization Type</b>	Other government - Federal Other government - State

	<b>What section of the Plan was addressed by Consultation?</b>	Military
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The State is coordinating and developing broadband projects with the West Virginia Broadband Enhancement Council, the West Virginia Geological and Economic Survey, Office of GIS Coordination, the State's Regional Planning and Development Councils, and other state and federal agencies to facilitate the expansion of this critical infrastructure into unserved and underserved areas of West Virginia.
27	<b>Agency/Group/Organization</b>	West Virginia Broadband Enhancement Council
	<b>Agency/Group/Organization Type</b>	Other government - State Regional organization Planning organization
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The State is coordinating and developing broadband projects with the West Virginia Broadband Enhancement Council, the West Virginia Geological and Economic Survey, Office of GIS Coordination, the State's Regional Planning and Development Councils, and other state and federal agencies to facilitate the expansion of this critical infrastructure into unserved and underserved areas of West Virginia.
28	<b>Agency/Group/Organization</b>	WEST VIRGINIA HOUSING DEVELOPMENT FUND
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Housing Finance Agency

	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Coordination of the State Analysis of Impediments to Fair Housing and the Assessment of Fair Housing. Promotion of events related to Fair Housing.
29	<b>Agency/Group/Organization</b>	WV Human Rights Commission
	<b>Agency/Group/Organization Type</b>	Services - Housing Services - Victims
	<b>What section of the Plan was addressed by Consultation?</b>	Civil Rights Advocate
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Coordination of the State Analysis of Impediments to Fair Housing and the Assessment of Fair Housing. Discussion of partnerships for events and training.
30	<b>Agency/Group/Organization</b>	WV Childhood Lead Poisoning Prevention Program
	<b>Agency/Group/Organization Type</b>	Services-Children Services-Health Child Welfare Agency Other government - State Grantee Department
	<b>What section of the Plan was addressed by Consultation?</b>	Lead-based Paint Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	This consultation provided information concerning the State's strategy for collecting and analyzing information related to lead-based paint in children, 72 months of age or less. The information is derived from the Healthy Homes Lead Poisoning Surveillance System (HHPSS). West Virginia Code, Chapter 16-35-4a, requires systematic blood lead level screening of children, with reporting to the State Health Department.

**Identify any Agency Types not consulted and provide rationale for not consulting**

No agency types were specifically excluded and all comments and suggestions were considered.

**Other local/regional/state/federal planning efforts considered when preparing the Plan**

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	WV Coalition to End Homelessness	The Strategic Plan and the CoC both strive to reduce an individual's time homeless, reduce recidivism, expedite housing placement via Coordinated Entry, and spearhead the Housing First approach through the State's shelter system.

**Table 3 - Other local / regional / federal planning efforts**

**Narrative**

The Cabell-Huntington-Wayne Continuum of Care has a partnership with the local health department that informs them of complaints against any unit regarding lead. At this time, that is the only active partnership with state or local health or child welfare agencies that monitor a master list of housing units containing lead. However, subrecipients complete the required lead inspection to assure that families are not being placed in buildings/units with lead. Subrecipients, should they encounter a unit with lead, records such and removes said units from availability within their agency. The State will work with each CoC to coordinate a partnership moving forward that monitors such information.

In addition to the required assessment, record keeping and education, some subrecipients have additional procedures in place regarding lead identification and associated actions. Some subrecipients test students for EBLL when entering the Head Start Program and track within that program. Others work with clients who have reported lead poisoning and their healthcare providers and report incidents of lead poisoning to the WV Bureau of Public Health for tracking.



## **AP-12 Participation - 91.115, 91.300(c)**

### **1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting**

The State of West Virginia 2019 Action Plan was developed with public input as per the Citizen Participation Plan. The 2019 draft plan was published on the WVDO website on April 1st, 2019 and was distributed via email and provided via paper copy as requested. An executive summary of the draft plan was sent to the State's 11 RPDCs to circulate to the mayors and county commissions in each region. A complete copy of the draft Con Plan was placed in each of the RPDC offices, and a public notice of its availability for review and comment was published in newspapers of general local circulations.

Three public hearings were scheduled to review the plan and provide opportunities for discussion. The WVDO and WVHDF hosted hearings various locations throughout the State during the month of April. In addition, hearings were located at a variety of venues to provide an array of input from individuals and/or agency representatives. These hearings provided an opportunity for in-depth discussion of specific local needs as they relate to each program.

The following public hearings were scheduled to review the PY 2019 Annual Action Plan:

April 10, 2019 (Wednesday)

2:30-4:00 p.m.

WV Housing Development Fund

First Floor Training Room

5710 MacCorkle Ave, S.E. Charleston, WV 25304

April 16, 2019 (Tuesday)

4:00-5:30 p.m.

West Virginia University -- Beckley

Robert C. Byrd Learning Building

3rd Floor, Room 322

Beckley, WV 25801

April 25, 2019 (Thursday) 2:30 - 4:00 p.m. Fairmont-Morgantown Housing Authority

Multi-Purpose Room

103 12th Street

Fairmont, WV 26554

A 30-day public comment period was provided for review and consultation following the availability of the plan.

**Citizen Participation Outreach**

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Hearing	Non-targeted/broad community  Residents of Public and Assisted Housing	A public hearing was held at West Virginia Housing Development Fund in Charleston, WV on April 10, 2019.	No comments were received.	Not applicable. No comments were received during the public hearing in Charleston, WV on April 10, 2019.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Hearing	Non-targeted/broad community  Residents of Public and Assisted Housing	A public hearing was held at WV University - Beckley in the Robert C. Byrd Learning Center on April 16, 2019.	One attendee stated that he would like for the CDBG awards to be announced earlier in the year and would like for the CDBG application process to be earlier in the year. It was noted that it is difficult to strategically plan and apply for new CDBG funding when awards have not been made for the previous year.	Not applicable. All comments were received during the public hearing in Beckley, WV on April 16, 2019. The State of West Virginia will understand the need for a quick turn around with regards to project decisions and will work towards expediting the awards process.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
3	Public Hearing	Non-targeted/broad community Residents of Public and Assisted Housing	A public hearing was held at Fairmont-Morgantown Housing Authority on April 25, 2019.	One attendee requested that the WVDO consider adding demo to the FY19 Action Plan. Additionally, another attendee requested that the WVDO consider moving up the application process as to not delay awards.	Comments were accepted and considered during the development of this the FY 2019 Annual Action Plan. Demolition is currently not a part of the State of West Virginia's Consolidated Plan and historically has not been a high priority for the State. To address this request, the State will consider adding Demolition during the creation of the next 5-year consolidated plan. The State of West Virginia understands the need for a quick turn around with regards to project decisions and will work towards expediting the awards process.	33

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in the Charleston Gazette on 3/24/2019.	No comments were received.	N/A.	
6	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in the Dominion Post on 3/24/2019.	No comments were received.	N/A.	
7	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in the Herald-Dispatch on 3/24/2019/	No comments were received.	N/A.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
8	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in the Register-Herald on 3/24/2019.	No comments were received.	N/A.	
9	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in The Journal on 3/24/2019.	No comments were received.	N/A.	
10	Newspaper Ad	Non-targeted/broad community	An ad concerning the FY 2019 draft annual action plan and regional public hearings was placed in the Wheeling News Register on 3/24/2019.	No comments were received.	N/A.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
11	Distribution of Draft Plan	Consultation with Regional Planning and Development Councils	The draft plan is provided to each of the State's Regional Planning and Development Council. The State requests that a copy is available in each office for public review as requested. Agency personnel are also asked to review the plan and provide comments and suggestions regarding local needs.	No comments were received.	N/A.	
12	Internet Outreach	Non-targeted/broad community	The 2019 Annual Action Plan draft was available on the WVDO website for public review and comment	No comments were received.	N/A.	<a href="http://www.wvcad.org/resources">http://www.wvcad.org/resources</a>

**Table 4 – Citizen Participation Outreach**



## Expected Resources

### AP-15 Expected Resources – 91.320(c)(1,2)

#### Introduction

This plan is prepared as a collaborative effort of two agencies: The West Virginia Development Office is responsible for the Community Development Block Grant program, the Emergency Solutions Grant, and Housing Opportunities for Persons with AIDS and the West Virginia Housing Development Fund is responsible for the Home Investment Partnerships Program and Housing Trust Fund programs.

#### Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	13,672,767	0	0	13,672,767	13,672,767	The State will continue to invest in critical infrastructure and broadband projects in low- and moderate-income areas.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
HOME	public - federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA	4,729,494	2,000,000	0	6,729,494	6,729,494	

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
HOPWA	public - federal	Permanent housing in facilities Permanent housing placement Short term or transitional housing facilities STRMU Supportive services TBRA	512,579	0	0	512,579	512,579	Funds are used to leverage additional resources for housing assistance and supportive services.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
ESG	public - federal	Conversion and rehab for transitional housing Financial Assistance Overnight shelter Rapid re-housing (rental assistance) Rental Assistance Services Transitional housing	1,581,574	0	0	1,581,574	1,581,574	Funds require 100% matching contributions. Funds are used leverage additional resources for homelessness prevention, rapid re-housing, emergency shelter operations and case management services.
HTF	public - federal	Acquisition Admin and Planning Homebuyer assistance Multifamily rental new construction Multifamily rental rehab New construction for ownership	3,000,000	0	0	3,000,000	3,000,000	

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
Housing Trust Fund	public - federal	Acquisition Admin and Planning Multifamily rental new construction Multifamily rental rehab	3,000,000	0	0	3,000,000	3,000,000	

Table 5 - Expected Resources – Priority Table

**Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied**

The State of West Virginia will utilize multiple sources of state, federal, local, and private funds to address the needs identified in this Action Plan.

CDBG:

The CDBG Program does not require a match (apart from Planning Grants, which require a 10% cash match); however, credit is given for leveraged funds during the review process. Sources of leveraged funding frequently include:

- Infrastructure and Jobs Development Council (IJDC) Grants and Loans
- Drinking Water Revolving Loan Funds (DWTRF)
- Clean Water Revolving Loan Funds (CWSRF)
- West Virginia Water Development Authority
- Local Lending Institutions

- Local Funds
- Private Resources
- State Resources
- U.S. Department of Agriculture - Rural Development
- Appalachian Regional Commission
- U.S. Economic Development Authority
- U.S. Army Corps of Engineers

HOME:

Any HOME Program match obligation incurred by the State during FY 2019 may be met through eligible State affordable housing activities, including, but not limited to, the following:

- Mortgage Revenue Bond Program
- LAMP Program
- Payment of HOME Originator fees from the general funds of the WVHDF
- Down payment/Closing Cost Assistance Program
- Development Financing Program (eligible multi-family project financing)
- Affordable Housing Fund

The State may use additional sources of match to meet any match obligation if it determines that additional sources are necessary and eligible.

In addition, HOME Rental and HTF funds will be leveraged with Low-Income Housing Tax Credits. As a result developers will increase the supply of safe, rental housing for households at or below 30%, 40% AMI, 50% AMI, and 60% AMI.

ESG:

The ESG Program requires a dollar-for-dollar match in non-ESG funds from the State for their allocated amount. To meet this requirement, the

State requires that applicants for State ESG funding provide a dollar-for-dollar match for their program costs. The matching requirement can be met with either cash or non-cash contributions of in-kind or donated resources as guided by federal regulation.

HOPWA:

HOPWA subrecipients report on all sources of leveraging utilized to assist households in the HOPWA program. The leveraging information gives the state an idea of the community collaborations subrecipients are undertaking, whether subrecipients can reach their leveraging goals set out in their annual action plans, and if they are utilizing a variety of available resources to serve HOPWA eligible households.

**If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan**

To facilitate the development of adequate infrastructure systems, the State has identified as a priority of the CDBG program, local governments may utilize publicly owned land for planned infrastructure improvements. These improvements benefit the entire community. Examples may include existing or acquired property that will serve as the location of public improvement facility, such as a water treatment facility or wastewater treatment facility. In certain circumstances, new installations for water, wastewater or broadband may be constructed in existing rights of way or through an existing easement. Local governments may also acquire property as needed for the provision of adequate water, wastewater and broadband facilities and distribution systems.

CDBG funds may be used to pay for the cost of identifying the property to be acquired, appraisals, the preparation of legal documents, and other costs associated with acquisition required to complete a CDBG project. Such expenses qualify under the area benefit category for infrastructure projects that serve a primarily residential area consisting of residents who are at least 51% low- and moderate-income persons.

**Discussion**

The WVHDF HOME Program anticipates the use of the HUD HOME award, estimated Program Income, and leveraged funds to successfully implement all aspects of the HOME Program.

The WVHDF HTF Program anticipated the use of the HTF award, and estimated Program Income, and leveraged funds to successfully implement all aspects of the HTF Program.



## Annual Goals and Objectives

### AP-20 Annual Goals and Objectives – 91.320(c)(3)&(e)

#### Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Development of Public Infrastructure	2015	2016	Non-Housing Community Development		CDBG Priority 1 (Infrastructure Development)	CDBG: \$13,672,767	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 3281 Persons Assisted Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 2310 Households Assisted
2	Increase affordable, accessible housing	2015	2016	Affordable Housing		HOME Priority 2 (HOME Leverage Loan Program) HOME Priority 4 (HOMErent Program) HOME Priority 5 (CHDO Program) HOME Priority 6 (CHDO Oper Exp Grant Program) Housing Trust Fund (HTF)	HOME: \$4,729,494 Housing Trust Fund: \$3,000,000	Rental units constructed: 59 Household Housing Unit Rental units rehabilitated: 65 Household Housing Unit Direct Financial Assistance to Homebuyers: 10 Households Assisted Other: 4 Other

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	Job creation and retention	2015	2016	Non-Housing Community Development		CDBG Priority 3 (Job Creation)	CDBG: \$0 HOPWA: \$0 HOME: \$0 ESG: \$0 HTF: \$0 Housing Trust Fund: \$0	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 0 Persons Assisted Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 0 Households Assisted Public service activities other than Low/Moderate Income Housing Benefit: 0 Persons Assisted Public service activities for Low/Moderate Income Housing Benefit: 0 Households Assisted Facade treatment/business building rehabilitation: 0 Business Brownfield acres remediated: 0 Acre Rental units constructed: 0 Household Housing Unit Rental units rehabilitated: 0 Household Housing Unit Homeowner Housing Added: 0 Household Housing Unit Homeowner Housing Rehabilitated: 0 Household Housing Unit Direct Financial Assistance to Homebuyers: 0 Households Assisted Tenant-based rental assistance / Rapid Rehousing: 0 Households Assisted Homeless Person Overnight Shelter: 0 Persons Assisted Overnight/Emergency Shelter/Temporary Housing Units
OMB Control No: 2506-0117 (exp. 06/30/2018)					Annual Action Plan 2019			

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	ESG Shelter Goal 2	2015	2019	Affordable Housing Homeless Non-Homeless Special Needs		ESG need 2	ESG: \$642,652	Homeless Person Overnight Shelter: 1700 Persons Assisted
5	ESG ReHousing and Prevention Goal 1	2015	2019	Homeless Non-Homeless Special Needs		ESG Need 1	ESG: \$875,779	Tenant-based rental assistance / Rapid Rehousing: 300 Households Assisted Homelessness Prevention: 100 Persons Assisted
6	Provide Suitable Living Environment HOPWA	2015	2019	Non-Homeless Special Needs			HOPWA: \$512,579	Homelessness Prevention: 210 Persons Assisted
7	Increase the supply of affordable housing	2015	2016	Affordable Housing		CDBG Priority 1 (Infrastructure Development)	CDBG: \$149,875,000	Rental units rehabilitated: 300 Household Housing Unit Homeowner Housing Rehabilitated: 1000 Household Housing Unit

Table 6 – Goals Summary

## Goal Descriptions

1	<b>Goal Name</b>	Development of Public Infrastructure
	<b>Goal Description</b>	<p><b>CDBG Water and Sewer Infrastructure:</b> Grant funding may be provided to local governments in the development of water and sewer infrastructure projects. Estimated number of persons to be assisted is 7,477.</p> <p><b>CDBG Technology and Innovation:</b> Grant funding may be provided to local governments in the development of broadband infrastructure projects or for Planning Only projects for feasibility studies that support future infrastructure development. The total estimated number of persons to be assisted under this category in FY 2019 is 1,000.</p> <p><b>CDBG Disaster Resilience and Recovery:</b> Grant funding may be provided to local governments for Disaster Recovery and Resilience projects. For 2019 the State is not allocating a specific amount for this activity but will utilize any available funds on an as needed basis. This is based on the lack of applications received for this activity in the previous year.</p>
2	<b>Goal Name</b>	Increase affordable, accessible housing
	<b>Goal Description</b>	
3	<b>Goal Name</b>	Job creation and retention
	<b>Goal Description</b>	
4	<b>Goal Name</b>	ESG Shelter Goal 2
	<b>Goal Description</b>	ESG program funds will be used to provide overnight emergency shelter to individuals and families experiencing homelessness. This goal will address the need to reduce the number of individuals and families experiencing homelessness, shorten the length of homelessness to less than 30 days, and reduce the homelessness recidivism rate
5	<b>Goal Name</b>	ESG ReHousing and Prevention Goal 1
	<b>Goal Description</b>	ESG Program funds will be used to provide Rapid Rehousing and Homelessness Prevention activities to low and very low income individuals and families. This goal will address the need to increase flexibility of funding to prevent homelessness and support Rapid Rehousing for individuals and families.

6	<b>Goal Name</b>	Provide Suitable Living Environment HOPWA
	<b>Goal Description</b>	HOPWA program funds will be used to provide operations, short term rent assistance, mortgage assistance, utility assistance, tenant-based rental assistance, permanent housing placement and supportive services to low-income individuals with HIV/AIDS and their families.
7	<b>Goal Name</b>	Increase the supply of affordable housing
	<b>Goal Description</b>	<p>The State of West Virginia was awarded \$149,875,000 in CDBG-DR funds due to the flooding in June 2016. The budget is as follows:</p> <ul style="list-style-type: none"> <li>• Housing Restoration Program - \$64,378,950</li> <li>• Rental Assistance Program - \$16,000,000</li> <li>• Hazard Mitigation Grant Program Match - \$12,440,000</li> <li>• Bridge HOME Program - \$2,080,000</li> <li>• Restore Riverview Project - \$5,712,000</li> <li>• Slum and Blight Removal Program - \$5,875,000</li> <li>• Multifamily Rental Housing Program - \$5,875,000</li> <li>• Economic Development Program - \$20,020,300</li> <li>• Planning - \$10,000,000</li> <li>• State Administration - \$7,493,750</li> <li>• The CDBG-DR Plan may be viewed at <a href="http://wvfloodrecovery.com/useful-resources/">http://wvfloodrecovery.com/useful-resources/</a> .</li> </ul>



## AP-25 Allocation Priorities – 91.320(d)

### Introduction:

The table assigns a percentage for each State HUD Funded Program under each goal. These funds are expected to be made available to address the housing-related needs and non-housing community development needs described in the strategies, priority needs, and objectives section of the Consolidated Plan.

### Funding Allocation Priorities

	Development of Public Infrastructure (%)	Increase affordable, accessible housing (%)	Job creation and retention (%)	ESG Shelter Goal 2 (%)	ESG ReHousing and Prevention Goal 1 (%)	Provide Suitable Living Environment HOPWA (%)	Increase the supply of affordable housing (%)	Total (%)
CDBG	100	0	0	0	0	0	0	100
HOME	0	0	0	0	0	0	100	100
HOPWA	0	0	0	0	0	100	0	100
ESG	0	0	0	40	60	0	0	100
HTF	0	0	0	0	0	0	0	0
Housing Trust Fund	0	0	0	0	0	0	100	100

Table 7 – Funding Allocation Priorities

### Reason for Allocation Priorities

The allocation priorities are based upon needs identified through the citizen participation and consultation process. These funding levels are established to support the goals identified in the Consolidated Plan.

The development of public infrastructure continues to be the priority need for the CDBG funding. Realizing that reliable infrastructure forms the

foundation for other opportunities, the State will invest 100 percent of the CDBG funding to develop suitable living conditions and create an environment conducive to future community and economic development.

Recognizing the need to narrow the digital divide in low- and moderate-income communities, West Virginia will provide resources to further the development of broadband infrastructure by dedicating a portion of its FY 2019 CDBG allocation to broadband development. The State recognizes that enabling the connectivity of its communities empowers residents with resources, such as job training, education, and economic opportunity, particularly among vulnerable populations. The WVDO will coordinate projects with the West Virginia Broadband Enhancement Council and the West Virginia Geological and Economic Survey, Office of GIS Coordination. Initial applications will be due September 30, 2019. A second funding cycle may be added in Spring 2020, upon notification to local governments and other stakeholders. The use of CDBG funding for this purpose will enable the State to:

- Assist planning, analysis, and assessment activities that further the strategic deployment of broadband across the State.
- Make investments that leverage other federal, state, and local funding in the deployment of broadband infrastructure.
- Provide funding for broadband pilot and demonstration projects that provide for the innovative deployment and installment of broadband facilities and infrastructure.

HOME: The \$4,729,494 will be allocated to the State and estimated \$2,000,000 of 2019 Program Income are allocated 100% to increasing the supply of affordable housing.

HTF: The 2019 \$3,000,000 and estimated \$10 Program Income are allocated 100% to increasing the supply of affordable housing.

ESG: The WVDO allocates ESG funds annually through a competitive application process. Eligible applicants include local units of government and nonprofit organizations. Priority is given to those applicants not serving entitlement areas.

By allocating through a competitive process, subrecipients determine needs that are supported through community needs assessments in coordination with their CoC's. Most recipients identify rapid rehousing as a priority need in their service area. The WVDO places a focus on rapid rehousing and prevention programs as a critical piece in ending homelessness for those clients who receive the services. As research shows the effectiveness of these programs the WVDO has placed an allocation of 70% toward those types of programs while the remaining 30% is placed in the critical intervention of emergency shelters.



HOPWA: The WVDO allocates HOPWA funds annually through a competitive application process. Eligible applicants include local units of government and nonprofit organizations. Through this application process, the WVDO ensures that funds are allocated to applicants that: Clearly state the need for the services in their area and provide data to support the need (such as HMIS data on outcomes, numbers served in the past year within a similar program, wait list data, and unmet need). Provide housing assistance and appropriate support services to enable low-income individuals with HIV/AIDS to remain in their homes and to reduce their risks of homelessness. Improve access to health care and other supportive services for individuals with HIV/AIDS.

**How will the proposed distribution of funds will address the priority needs and specific objectives described in the Consolidated Plan?**

CDBG: Because the annual demand for funding far exceeds the amount of funding available on an annual basis, it is not uncommon to receive the same water and wastewater infrastructure project applications for several consecutive years. Most infrastructure projects address serious health or environmental concerns in eligible areas. Each investment of CDBG funding improves this situation; however, many residents continue to struggle with inadequate and/or unsafe water and wastewater systems. This is particularly a hardship in low- and moderate-income areas in which residents do not have the available resources needed to adequately support infrastructure investment. Because the development of water and wastewater systems continues to be a critical need, a majority of CDBG funding is used for this purpose.

The State proposes to support the development of broadband infrastructure through the dedication of a portion from its annual allocation. Broadband development is categorized as Technology and Innovation for infrastructure development and planning purposes. The State developed this program through the execution of a Substantial Amendment to the FY 2017 Action Plan. Public comments at that time detailed the lack of broadband internet service and its implications regarding business development, tourism, education, as well as the correlating negative impact on economic opportunities for vulnerable populations.

ESG and HOPWA: By using a highly competitive application process for all ESG and HOPWA funds the WVDO assures the funds are used to continue serving those most at need. The overall goal of the ESG program is to end homelessness. By streamlining resources in such a way to serve those hardest to serve, those chronically homeless individuals and families, and quickly stabilizing their housing, these goals can be met. Shelters are funded with the understanding that the maximum shelter stay for their residents be no more than 30 days. This is not used as a way to move clients back onto the streets but rather quickly rehouse them.

HOME: In order to increase the supply of affordable housing in the State, HOME employs several programs. HOME Leverage Loan aids qualified

homebuyers in the purchase of houses. HOME Rental and CHDO aid developers in the new construction and rehabilitation of residential rental units. CHDO Operating Expense Grant provides funds for certified CHDOs so that a portion of a CHDO's operating expenses can be reimbursed. Each commitment of HOME funds increases the supply of safe, decent, sanitary, and affordable housing in the State.

HTF: In order to increase the supply of affordable housing in the State, HTF funds will be used to aid developers in the new construction and rehabilitation of multifamily residential rental units.

## AP-30 Methods of Distribution – 91.320(d)&(k)

### Introduction:

The methods of distribution identify the process each State HUD-funded program will follow to distribute funds. The CDBG funds development of communities within the State’s strategy is based upon the consolidated plan, and the identification of local priorities for investments that are consistent with the objectives of the program. The method of distribution is designed to permit flexibility in the utilization of other sources of funding and timing of investment decisions.

In 2016, HUD directed that States evaluate the availability of broadband access through its rule entitled, "Modernizing the HUD Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Disasters." As communities and economies become more connected, broadband infrastructure is an increasing concern, particularly among rural areas of West Virginia and areas in which low- and moderate-income individuals do not have access to this technology. To support this initiative, and to assess the availability of broadband in West Virginia, the State will dedicate funds to support planning for broadband development and broadband infrastructure projects.

A proposed 2019 CDBG program budget is provided with this document. The State will adjust allocation amounts as necessary within each category to align with demonstrated needs and to ensure that all CDBG funding is allocated in an efficient and effective manner. Funds more than demonstrated needs at the end of each CDBG funding cycle, and/or recaptured funds, will be returned to an “available status” and may be used to fund applications in eligible categories.

### Distribution Methods

Table 8 - Distribution Methods by State Program

1	State Program Name:	CDBG
	Funding Sources:	CDBG

**Describe the state program addressed by the Method of Distribution.**

An activity may be funded in whole or in part with CDBG funds only if all the following criteria are met:

1. Each activity must be eligible under Section 105 of the Act as summarized in 24 CFR 570: Title 24 - Housing and Urban Development, Part 570 Community Development Block Grants.
2. Each activity must fulfill one of the three national objectives.
3. Each activity must meet environmental review and clearance procedures. A notice of the CDBG grant application period is provided, on an annual basis, to all units of local government and the State's 11 Regional Planning and Development Councils. All application guidelines and documents are posted to the WVDO website and provided upon request.

All units of local government in non-entitlement areas of the State may apply for CDBG funding. All applications determined to be eligible and to meet a national objective shall advance and be reviewed for funding. The purpose of the review is to screen applications for competitiveness in relation to the amount of funds available. To the extent applicable, criteria to be considered during the review will include:

1. The relationship to a national objective and number of low- and moderate-income persons served.
2. The relationship to CDBG program design objectives.
3. The public health, environmental, and economic development benefits of the project.
4. The degree to which the project will correct identified deficiencies or achieve compliance with required standards.
5. The cost effectiveness of the project.
6. The availability of other sources of funding for the project.
7. The degree to which the project achieves state, regional, and local planning goals,
8. The readiness of the project to proceed, if funded, and
9. Other CDBG considerations, such as existing open grants, other requests from the same area, applicant's capacity to administer and operate the project and grant, if approved, fair housing initiatives proposed, impact upon minority areas, and the geographical distribution of funds.

The addition of funding categories for Broadband Community Development, including program guidelines for planning and infrastructure projects; are detailed in complete Program Design document which is included as an attachment to this Annual Action Plan.

**Describe all of the criteria that will be used to select applications and the relative importance of these criteria.**

In addition to the criteria stated in the Method of Distribution, the following criteria will be emphasized during the review process: 1). Existing open grants that are not proceeding according to the timeframe established in the grant agreement; 2). Readiness of the project to proceed; and 3). Commitment of all other funding sources. For example, an application for a project from a community that has no threshold restrictions, is fully funded, and has completed all design work necessary to proceed to construction will receive priority consideration for funding if the project meets all other review criteria.

**Coordination and Review by the Infrastructure and Jobs Development Council (IJDC) for Water, Wastewater, and Economic Development:** The WVDO will conduct a technical evaluation and review to include consultation with local, regional, state, and federal agencies, including those of the IJDC, to assess and clarify statements of community development and housing needs and needs of low- and moderate-income persons; assess performance in meeting citizen participation requirements; determine project eligibility in accordance with Section 105 of the Act; determine relationship to one or more of the three national objectives in accordance with 24 CFR Part 570.483; and verify consistency of the application to the recommendation of the IJDC, if applicable. Applications deemed not eligible or not to fulfill a national objective shall be removed from consideration and the applicant so notified. No action shall be taken inconsistent with the recommendations of the IJDC. The WVDO reserves the right to petition the IJDC for reconsideration of any decision that runs counter to the provisions of 24 CFR Part 570 and/or any HUD policy or regulation regarding program eligibility.

**Coordination with and Review by the West Virginia Broadband Enhancement Council (WVBEC) for Broadband Projects:** The WVDO will conduct a technical evaluation to include consultation with local, regional, state, and federal agencies, including those of the WVBEC and the Office of GIS Coordination. The review is to assess and clarify statements of community development needs and needs of low- and moderate-income persons as well as low- and moderate-income areas; assess applicant's performance in meeting citizen participation requirements; determine eligibility in accordance with Section 105 of the Act; determine relationship to one or more of the three national objectives in accordance with 24 CFR Part 570.483; and verify consistency of the application to the recommendation of the WVBEC, if applicable. Applications deemed not eligible or not to fulfill a national objective shall be removed from consideration and the applicant so notified. No action shall be taken inconsistent with the recommendations of the WVBEC. The WVDO reserves the right to petition the WVBEC for reconsideration of any decision that runs counter to the provisions of 24 CFR Part 570 and/or any HUD policy or regulation regarding program eligibility.

<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>The current CDBG application and instruction forms are available on the WVDO website. The application and instruction forms provide a comprehensive review of program requirements, application procedures, criteria for eligibility, applicable federal and state regulations, and details regarding the CDBG program design. Recipients may also contact the office for a copy. The WVDO also provides a Policies and Procedures Manual, the purpose of which is:</p> <ul style="list-style-type: none"> <li>• To assist grant recipients in the administration of CDBG projects;</li> <li>• To provide practical information concerning legal, financial and program requirements; and</li> <li>• To establish a comprehensive approach to grant approval, documentation, implementation, project management, audit and closeout of CDBG projects.</li> </ul> <p>The manual is intended as a guide, not as a substitute for a thorough knowledge of state and Federal laws and regulations. Though not all inclusive, the manual covers the major areas of CDBG administration, provides required and suggested forms and instructions, and provides references for applicable laws and regulations. The manual was updated in 2015 and will be used in several different program years. As new federal or state requirements are implemented, the WVDO may issue supplemental policy notifications. In all cases, the current and applicable federal or state regulation will apply.</p> <p>For project and activity eligibility and program updates, the current program year CDBG Program Description and Application Guidelines should be consulted. Revisions and/or additions to this manual will be updated and made available on the (WVDO) website at <a href="http://www.wvcad.org/">http://www.wvcad.org/</a>.</p>
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<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>Not applicable.</p>
<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>Not applicable.</p>

<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p>Application categories, ceilings and deadlines are provided for each of the following eligible uses of CDBG funding:</p> <ol style="list-style-type: none"> <li>1. <u>Water and Wastewater Projects</u>: Applications must be postmarked by August 30, 2019. No application for water or wastewater may be submitted without an IJDC determination letter. An IJDC Technical Review letter must be submitted to WVDO with an applicant’s project application to be considered for 2019 funding. The Director reserves the right to partially fund a project. Projects may be selected for a Design and Administration award of up to \$200,000, not to exceed 80 percent of total design costs.</li> <li>2. <u>Community Development Projects; such as Planning Projects and General Community Development</u>: Applications must be postmarked by August 30, 2019. Planning Projects shall be limited to \$100,000, with a 10 percent local cash match. Joint planning projects shall be limited to \$120,000 regardless of the number of jurisdictions in the joint application, with a 10 percent local cash match. General Community Development Projects include eligible projects other than water, wastewater, or job creation/retention. This category may include land development or revolving loan fund proposals. The Director reserves the right to partially fund a project.</li> <li>3. <u>Job Creation Projects</u>: Applications must be postmarked by October 30, 2019. Funds granted to Job Creation Projects are subject to the public benefit standards established by HUD. No more than \$35,000 per net new job may be awarded. For Development Projects (Water, Wastewater, Site Development), the limit per project is \$1,250,000.</li> <li>4. <u>Technology and Innovation-Broadband</u>: The State dedicated a portion of its CDBG allocation towards broadband development in one or more funding cycles with the first application deadline of September 30, 2019. Additional funding cycles may be added in Spring 2020, upon notification to local governments and other stakeholders. Infrastructure projects are limited to \$1,250,000. Planning grants shall be limited to a range of \$30,000 to \$50,000 per municipality; \$50,000 to \$75,000 per county; and \$75,000 to \$125,000 per regional applicant. Pilot and/or Demonstration projects shall be limited to \$500,000. Matching funds are not required. The Director reserves the right to partially fund a project.</li> </ol>
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**Describe threshold factors and grant size limits.**

Threshold Requirements--Performance Standards: The following jurisdictions may not apply for funds unless a waiver is obtained. (1) Jurisdictions having active grants from the FY 2015 or earlier program years that have not received an interim closeout. (2) Jurisdictions having active grants from the FY 2016 program year that have not initiated sufficient construction activity to bring the project to completion until activity is at least 75 percent complete. (3) Jurisdictions holding a FY 2019 "Letter of Intent" may not apply for funds for another project in the same category. For example, if the jurisdiction has a "Letter of Intent" for a water/wastewater project, they can still apply for a general community development, planning, and economic development project IF they meet the above threshold requirements. A waiver request may be submitted; however, significant progress must have been made on the project holding the "Letter of Intent." This will be an extremely difficult waiver to obtain.

Threshold Requirements—Recapture Schedule: In addition to the above standards that prohibit the application of CDBG funds for the FY 2019 program, be advised that letters will be mailed in September 2019 indicating that projects funded in FY 2015 or earlier that have not entered into construction contracts by December 31, 2019, may have all funds recaptured as of January 15, 2020.

Grant size limits: Infrastructure: Water and Wastewater projects are capped at \$1,500,000; Economic Development- Job Creation projects are capped at \$1,250,000; General Community Development projects are capped at \$500,000; Planning Projects are capped at \$100,000 or \$120,000 for a Joint Planning Project; Technology and Innovation-Broadband Planning projects must range between \$30,000 to \$125,000; Broadband Infrastructure projects are capped at \$1,250,000; and Pilot and/or Demonstration projects are capped at \$500,000. In all categories, the Director reserves the right to partially fund a project. The Director of the Community Development Division will consider requests for a waiver of the above thresholds if the applicant can show that the circumstances surrounding the failure to meet the performance standard were due to circumstances beyond the control of the applicant. If a waiver is granted, the applicant must commit to a strategy to resolve the problem, against which future performance will be measured. Failure to meet this performance standard and subsequent closeout of the project will prohibit future waivers from being considered – job creation or retention excepted. In any case, the Director may grant a waiver for a job creation or retention project if the problematic project was based upon job creation or retention, the director agrees that adequate efforts are being made and as a result of those efforts it is reasonable to assume that jobs will be created, a waiver may be granted.

	<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p>The State shall amend its action plan if the method of distribution contained in the action plan submitted to HUD is to be changed. The State shall determine the necessary changes; prepare the proposed amendment; provide citizens and units of general local government with reasonable notice of, and an opportunity to comment on, the proposed amendment; consider comments received; make the action plan available to the public at the time it is submitted to HUD; and submit the amended action plan to HUD before the state may implement changes embodied in the amendment.</p> <p>The method of distribution will support the State’s goals as outlined previously. The State expects to support local government efforts to provide affordable infrastructure systems to strengthen the foundations for economic growth and alleviate conditions that affect environmental quality, public health or welfare. This is estimated to affect a total of 5,972 LMI individuals.</p>
2	<p><b>State Program Name:</b></p>	<p>ESG</p>
	<p><b>Funding Sources:</b></p>	<p>ESG</p>

<p><b>Describe the state program addressed by the Method of Distribution.</b></p>	<p>The WVDO administers the ESG program in West Virginia as a grantee of HUD, and in compliance with the HEARTH Act and other federal requirements. To facilitate strategic, community-wide policies, direct services and coordination with other resources that may be available to individuals and families that are experiencing homelessness, the HEARTH Act mandates area-wide systems coordination including: Consultation with Continuums of Care; Coordination with other programs targeted to people experiencing homelessness; Systems and program coordination with mainstream resources (health, employment, education etc.); Centralized or coordinated assessment; Written standards for providing ESG assistance; and Participation in HMIS, or in the case of victim service providers, a comparable system. WVDO allocates ESG funds through a competitive application process.</p> <p>As a threshold consideration, all applicants must demonstrate how their housing or service projects directly serve persons who are homeless as defined by HUD and demonstrate how the housing and services provided will improve housing stability for those persons. Applicants must describe homeless verification methods, and how they will track outputs and outcomes (stable housing) for persons served. Both HUD-funded and State Housing Trust Fund for the Homeless (HTF)-funded ESG funds are available to nonprofit organizations (including community and faith-based organizations) and local government entities. Agencies must demonstrate collaboration with local mainstream service providers and local provider groups that are dedicated to housing and service interventions that serve persons experiencing homelessness. Agencies must also participate in HUD-mandated continuum of care planning appropriate to the jurisdiction where their activities are located.</p> <p>Funding decisions will be based on a number of factors, including but not limited to, population to be served; the eligibility of described activities; minimum criteria for organizational capacity, community or service area need; past or projected project performance; responsiveness to timeliness and information requested; and HMIS performance.</p>
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<p><b>Describe all of the criteria that will be used to select applications and the relative importance of these criteria.</b></p>	<p>All applications must be submitted before the deadline to be considered for review. Any application received after the deadline will not be reviewed. If all applicable sections of the application are not completed, the application will not be scored. All applications that meet the standards outlined in 1 and 2 above will be scored and evaluated by a review team comprised of WVDO staff. Each question in the narrative is worth 10 total points and will be scored by component. Each appendix is worth 5 points. Budget/Outcome forms are worth 50 points each. One point will be given to all applicants from non-entitlement areas in accordance with the WV consolidated plan. Points may be deducted for compliance issues for applicants who have had the grant in the previous years.</p>
<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>Not applicable.</p>
<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>The WVDO receives the ESG allocation directly through the US Department of Housing and Urban Development from annual awards. HUD will notify each ESG-eligible State, metropolitan city, urban county, and territory of the amount of its allocation.</p> <p>The State prepares a competitive grant application that is distributed to all interested parties, CoCs and currently funded ESG recipients, and posted on the WVDO website. Training and technical assistance calls are held to guide potential applicants through the application process. At the end of the application period, all complete eligible applications are reviewed by a team of WVDO staff and a risk assessment is performed for each applicant. The risk assessment results are taken into consideration when determining funding decisions and applying possible additional conditions on an award.</p>

<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>Not applicable.</p>
<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p>The State has determined based upon local needs to allocate no more than 40 percent of ESG funds to operations and essential services related to shelter and street outreach. Of the funds that are awarded for rapid rehousing and prevention services, no more than 20% may go toward prevention services and no less than 80% to rapid rehousing services. No more than 30% of a subrecipient's budget may be dedicated to HMIS activities.</p>
<p><b>Describe threshold factors and grant size limits.</b></p>	<p>The WVDO does not assign threshold factors for ESG. Grants are awarded based upon previous year's spending, a documented need supported by data, and the applicants ability to meet objectives prescribed in federal regulations and funding availability.</p>

	<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p>The method of distribution ensures that subrecipients possess the financial and organizational capacity to address the needs of those experiencing homelessness and at risk of becoming homeless in their service areas. These needs will be addressed through providing quality emergency shelter, rapid rehousing and prevention services and street outreach to those currently experiences homelessness. The ultimate goal of ESG is to prevent homelessness and assist families and individuals experiencing homelessness to find housing as quickly as possible. ESG will aim to assist approximately 2100 individuals through ESG activities – rapid rehousing, prevention and emergency overnight shelter.</p>
3	<p><b>State Program Name:</b></p>	HOME
	<p><b>Funding Sources:</b></p>	HOME
	<p><b>Describe the state program addressed by the Method of Distribution.</b></p>	<p>The projected use of funds reflects the strategy of the State for the use of HOME funds in order to increase the supply of decent, safe, sanitary, and affordable housing. This strategy is based upon the consolidated plan, the identification of local priorities, and making commitments that are consistent with the objectives of the HOME Program. The method of distribution is designed so that the supply of decent, safe, sanitary, and affordable housing is increased providing funds that will enable families at or below 80% AMI to purchase houses; allow for the acquisition construction and/or rehabilitation of rental units; provide operating expense grants to CHDOs; and allow the State to administer the HOME Program for the entire State.</p>

<p><b>Describe all of the criteria that will be used to select applications and the relative importance of these criteria.</b></p>	<p><u>HOME Leverage Loan Program:</u> The criteria to be considered during the review will include, but are not limited to: (1) the total family income; (2) front-end and back-end ratios; (3) mortgage and lending underwriting; and (4) the ability to sustain the home.</p> <p><u>HOME Rental and CHDO Programs:</u> The criteria to be considered during the review will include, but is not limited to: Developer capacity, Fiscal soundness of developer(s), Continuous site control in the name of the ownership entity, Identification and commitment of other funding sources, Project feasibility, Examination of market conditions to ensure an adequate need, Number of assisted units, and Subsidy layering of federal funds. The final selection criteria will be detailed in the RFP.</p> <p><u>CHDO Operating Expense Grant Funds:</u> The criteria to be considered during the review will include: Need for Grant Program; Feasibility of the proposed HOME-assisted CHDO set-aside project; Capacity to complete HOME CHDO project(s) in a timely manner; Experience and qualifications of paid employees; Timeliness and accuracy of past draw submissions; and Utilization rate of previous operating expense awards.</p>
<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>Not applicable.</p>

<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>Not applicable.</p>
<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>Not applicable.</p>
<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p>The \$4,729,494 HOME award will be approximately allocated as: CHDO no less than 15% of award, CHDO Operating no greater than 5% of award, HOME Rental 67% of award, Leverage 3% of award, and Admin 10% of award. The estimated \$2,000,000 Program Income will be approximately allocated as HOME Rental 90% of PI and Admin no greater that 10% of PI.</p>



	<p><b>Describe threshold factors and grant size limits.</b></p>	<p><u>HOME Leverage Loan Program</u>: funding per award is limited to \$14,999.</p> <p><u>HOME Rental and CHDO Programs</u>: funding is limited to \$800,000 per project, unless WVHDF underwriting determines otherwise, and the HUD maximum per unit subsidy limit for all HOME-assisted units in the project.</p> <p><u>CHDO Operating Expense Grant</u>: funding is limited to no greater than 5% of the annual HUD HOME allocation.</p> <p><u>Administration</u>: funding is limited to 10% of the annual HUD HOME allocation that the State receives and 10% of annual Program Income.</p>
	<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p>HOME Leverage Loan Program: as a result of the method of distribution, the outcome measure is providing funds to leverage additional funds for the purchase 10 single family houses.</p> <p>HOME Rental Program: as a result of the method of distribution, the outcome measure is 70 rental units.</p> <p>CHDO Program: as a result of the method of distribution, the outcome measure is 4 rental units.</p> <p>CHDO Operating Expense Grant Program: as a result of the method of distribution, the outcome measure is anticipated to provide operating expense grants to 4 CHDOs.</p> <p>Administration: as a result of the method of distribution, the outcome measure is to provide the state with the funds necessary to operating the HOME Program.</p>
4	<p><b>State Program Name:</b></p>	<p>HOPWA</p>
	<p><b>Funding Sources:</b></p>	<p>HOPWA</p>

<p><b>Describe the state program addressed by the Method of Distribution.</b></p>	<p>The WVDO manages the HOPWA program for the State of West Virginia. The WVDO ensures project sponsors will provide affordable housing and prevent homelessness among persons living with HIV/AIDS and their families. HOPWA funding provides housing assistance and related supportive services to develop community-wide strategies and form partnerships with non-profit agencies across the state. HOPWA funds can be used for a wide range of housing and essential services costs.</p> <p>As a threshold consideration, all applicants must demonstrate how their housing or service projects directly serve persons who are homeless as defined by HUD and demonstrate how the housing and services provided will improve housing stability for those persons. Applicants must describe homeless verification methods, and how they will track outputs and outcomes (stable housing) for persons served. HUD ESG funds are available to nonprofit organizations (including community and faith-based organizations). Agencies must demonstrate collaboration with local mainstream service providers and local provider groups that are dedicated to housing and service interventions that serve persons experiencing homelessness. Agencies must also participate in HUD-mandated continuum of care planning appropriate to the jurisdiction where their activities are located.</p> <p>Funding decisions will be based on several factors, including but not limited to, population to be served; the eligibility of described activities; minimum criteria for organizational capacity, community or service area need; past or projected project performance; responsiveness to timeliness and information requested; and HMIS performance.</p>
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<p><b>Describe all of the criteria that will be used to select applications and the relative importance of these criteria.</b></p>	<ol style="list-style-type: none"> <li>1. All applications must be submitted before the deadline to be considered for review. Any application received after the deadline will not be reviewed.</li> <li>2. If all applicable sections of the application are not completed, the application will not be scored.</li> <li>3. All applications that meet the standards outlined above will be scored and evaluated by a review team comprised of WVDO staff.</li> <li>4. Each question in the narrative is worth 10 total points and will be scored by component.</li> <li>5. Each appendix is worth 5 points.</li> <li>6. Budget/Outcome forms are worth 50 points each.</li> <li>7. Points may be deducted for compliance issues for applicants who have had the grant in the previous years.</li> </ol>
<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>Not applicable.</p>

<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>Not applicable.</p>
<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>The WVDO will facilitate a request for proposals (applications) advertised through the CoC network and posted online for HIV/AIDS service providers. The RFP will gather information on the number of persons/households they plan to serve, housing plans, housing services, organizational capacity, performance goals, supportive services, and their proposed budget. At the end of the application period, all complete eligible applications are reviewed by a team of WVDO staff and a risk assessment is performed for each eligible applicant. The risk assessment results are taken into consideration when determining funding decisions and applying possible additional conditions on an award.</p>
<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p>WVDO remains committed to housing concerns for the targeted population of these funds. With this, housing is a critical component and at least 60 percent of all HOPWA funding is dedicated to housing activities.</p>

	<p><b>Describe threshold factors and grant size limits.</b></p>	<p>The WVDO does not assign threshold factors for HOPWA. Grants are awarded based upon previous year's spending, a documented need supported by data, and applicants ability to meet objectives prescribed in federal regulations and funding availability.</p>
	<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p>The method of distribution ensures that subrecipients possess the financial and organizational capacity to address the needs of those experiencing homelessness and at risk of becoming homeless in their service areas. These needs will be addressed through providing a suitable living environment for those living with HIV/AIDS. At least 80 percent of households assisted with HOPWA funding are to remain stably housed after a year.</p>
5	<p><b>State Program Name:</b></p>	<p>Housing Trust Fund</p>
	<p><b>Funding Sources:</b></p>	<p>HTF Housing Trust Fund</p>

<p><b>Describe the state program addressed by the Method of Distribution.</b></p>	<p>The projected use of funds reflects the strategy of the State for the use of HTF funds in order to increase the supply of decent, safe, sanitary, and affordable housing for extremely low income and very low income populations. This strategy is based upon the consolidated plan, the identification of local priorities, and making commitments that are consistent with the objectives of the HTF Program. The method of distribution is designed so that the supply of decent, safe, sanitary, and affordable housing is increased by providing funds that will allow for the construction, acquisition, and rehabilitation of rental units for extremely low income and very low income populations in the State.</p>
<p><b>Describe all of the criteria that will be used to select applications and the relative importance of these criteria.</b></p>	<p><u>HTF Program</u>: The criteria to be considered during the review will include, but is not limited to: Developer capacity; Fiscal soundness of developer(s); The extent to which to project has Federal, State or local project-based rental assistance so rents are affordable to extremely low income and very low income populations in the State; Continuous site control in the name of the ownership entity; Identification and commitment of other funding sources; Project feasibility; Examination of market conditions to ensure an adequate need; Number of assisted units; and Subsidy layering of federal funds. The final selection criteria will be detailed in the RFP.</p>
<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>Not applicable.</p>

<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>Not applicable.</p>
<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>Not applicable.</p>
<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p><u>HTF Rental Program</u>: will provide funds for nonprofit and for profit developers for the development (new construction, acquisition, and/or rehabilitation) of rental housing opportunities for extremely low income and very low income populations in the State. Up to 90% of the grant award (up to \$2,700,000) and program income will be allocated to this funding category.</p> <p><u>Administration</u>: will be used by the West Virginia Housing Development Fund in the administration of the HTF Program for the State. 10% of the grant award (\$300,000) and program income will be allocated to this funding category.</p>

	<p><b>Describe threshold factors and grant size limits.</b></p>	<p><u>HTF Rental Program</u>: funding per award is limited to \$1,300,000, unless WVHDF underwriting determines otherwise, and must comply with the HUD maximum per unit subsidy limit.</p>
	<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p><u>HTF Rental Program</u>: as a result of the method of distribution, the outcome measure is 50 rental units.</p>
6	<p><b>State Program Name:</b></p>	<p>Housing Trust Fund</p>
	<p><b>Funding Sources:</b></p>	<p>HTF Housing Trust Fund</p>



<p><b>Describe the state program addressed by the Method of Distribution.</b></p>	<p>The projected use of funds reflects the strategy of the State for the use of HTF funds in order to increase the supply of decent, safe, sanitary, and affordable housing for extremely low income and very low income populations. This strategy is based upon the consolidated plan, the identification of local priorities, and making commitments that are consistent with the objectives of the HTF Program. The method of distribution is designed so that the supply of decent, safe, sanitary, and affordable housing is increased by providing funds that will allow for the construction, acquisition, and rehabilitation of rental units for extremely low income and very low income populations in the State.</p>
<p><b>Describe all of the criteria that will be used to select applications and the relative importance of these criteria.</b></p>	<p><u>HTF Program</u>: The criteria to be considered during the review will include, but is not limited to: Developer capacity; Fiscal soundness of developer(s); The extent to which to project has Federal, State or local project-based rental assistance so rents are affordable to extremely low income and very low income populations in the State; Continuous site control in the name of the ownership entity; Identification and commitment of other funding sources; Project feasibility; Examination of market conditions to ensure an adequate need; Number of assisted units; and Subsidy layering of federal funds. The final selection criteria will be detailed in the RFP.</p>
<p><b>If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)</b></p>	<p>Not applicable.</p>

<p><b>Describe the process for awarding funds to state recipients and how the state will make its allocation available to units of general local government, and non-profit organizations, including community and faith-based organizations. (ESG only)</b></p>	<p>Not applicable.</p>
<p><b>Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)</b></p>	<p>Not applicable.</p>
<p><b>Describe how resources will be allocated among funding categories.</b></p>	<p><u>HTF Rental Program</u>: will provide funds for nonprofit and for profit developers for the development (new construction, acquisition, and/or rehabilitation) of rental housing opportunities for extremely low income and very low income populations in the State. Up to 90% of the grant award (up to \$2,700,000) and program income will be allocated to this funding category.</p> <p><u>Administration</u>: will be used by the West Virginia Housing Development Fund in the administration of the HTF Program for the State. 10% of the grant award (\$300,000) and program income will be allocated to this funding category.</p>

<p><b>Describe threshold factors and grant size limits.</b></p>	<p><u>HTF Rental Program</u>: funding per award is limited to \$1,300,000, unless WVHDF underwriting determines otherwise, and must comply with the HUD maximum per unit subsidy limit.</p>
<p><b>What are the outcome measures expected as a result of the method of distribution?</b></p>	<p><u>HTF Rental Program</u>: as a result of the method of distribution, the outcome measure is 50 rental units.</p>



**Discussion:**

Additional administrative requirements for CDBG program are described below:

**Cost Overruns:**

Requests for cost overruns may be submitted at any time during the year and considered without competition. Cost overruns cannot include an increase in the scope of the approved project unless it is clearly demonstrated that the new scope is required by regulatory agencies. In addition, cost overruns cannot bring a project's total above the funding ceiling established for the project type. The Director of the Community Development Division has the authority to approve cost overruns less than \$100,000. All others must obtain IJDC approval (for water and sewer projects only) and must be approved by the Governor's Office.

**Cost Underruns:**

The WVDO reserves the right to recapture all unexpended funds remaining upon project completion. If the total amount of the awarded project contract (or contracts) is less than the approved budget cost for construction, excess CDBG funds cannot be used to add items or activities or change the scope of the project unless additives were used in the bid document. All requests must have prior approval from the WVDO. Grant funds that remain available following a cost underrun or bid underrun is subject to recapture and may be prorated with other funding agencies.

**Grant Anticipation Notes (GANS):**

Due to the WVDO's efforts to improve its expenditure rate, a new program is being initiated to allow grantees that have a full split year commitment to borrow funds in anticipation of a future CDBG allocation. This will allow projects to move forward in a timely manner and not wait for the formal commitment of CDBG funds. The application forms have been altered to include a line item for all costs associated with the GANS. If project has potential to be considered for a GANS, a \$50,000-line item is recommended to ensure that all soft costs associated with this interim financing program are covered.

**Minimize Displacement:**

Section 104(d) of Title I of the Housing and Community Development Act of 1974 contains requirements for a residential anti-displacement and relocation assistance plan. Each State recipient must adopt, make public, and certify to the State that it is following a "residential anti-displacement and relocation assistance plan." The Federal Register at 24 CFR, Part 570.488, sets forth relocation, displacement, replacement housing, and real property acquisition policies and requirements applicable to the State CDBG program.

**Land Acquisition Requirements Prior to Bidding**

The Grantee must obtain all land, rights-of-ways and easements necessary for carrying out the project prior to bidding the project. The provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 are applicable to the purchase of real property and all permanent easements. Please see HUD Handbook 1378: Tenant Assistance Relocation and Real Property Acquisition for additional information. See Chapter 10: Property Acquisition for additional details.

## AP-35 Projects – (Optional)

### Introduction:

CDBG: The State has no planned projects for 2019 that will carry over from 2018. All 2019 CDBG funded projects will be selected through a competitive review process.

HOME: The HOME Program does not identify specific projects requiring HOME funds. However, the WVHDF issues RFPs for developers to request HOME funds to develop a project.

HTF: The HTF Program does not identify specific projects requiring HTF funds. However, the WVHDF issues RFPs for developers to request HTF to develop a project.

The ESG and HOPWA programs do not identify specific projects to be funded. Funding for ESG and HOPWA projects will not be determined until program-specific applications are received and evaluated, and the grant agreement has been executed. The WVDO uses an application process for nonprofit agencies for both ESG and HOPWA and funds those projects that best meet the needs of their CoC and communities.

#	Project Name
1	CDBG Administration
2	State Technical Assistance

**Table 9 – Project Information**

**Describe the reasons for allocation priorities and any obstacles to addressing underserved needs**

Funding priorities and categories are slightly modified within the CDBG program, with the addition of broadband planning and infrastructure last program year. However, the development of water and sewer infrastructure remains a high priority. While federal funding exists to address critical needs, West Virginia communities will continue to struggle with inadequate water systems, creating more need than available funding. Each investment of CDBG funding will improve these circumstances; however, many residents will continue to struggle with inadequate and/or unsafe water and wastewater systems.

Realizing that infrastructure development forms the basic foundation for other opportunities, the WVDO will continue to invest in viable projects to develop suitable living conditions and create an environment conducive to community and economic development in low- to moderate-income areas. Similarly, broadband development projects will be reviewed to ensure consistency with the State's Consolidated Plan.

In addition to the challenges associated with infrastructure development, as described above, specific obstacles to meeting underserved housing needs include:

- West Virginia housing costs exceed household income
- Significant quantity of substandard housing
- Absence of state resources for affordable housing
- Increased federal priority on community integration for disabled persons has highlighted a severe shortage in subsidized, affordable, and accessible housing
- Serious market decrease in the demand for tax exempt bonds has limited leveraging opportunities
- Rural challenges to providing homeless services



## AP-38 Project Summary

### Project Summary Information

<b>1</b>	<b>Project Name</b>	CDBG Administration
	<b>Target Area</b>	
	<b>Goals Supported</b>	Development of Public Infrastructure Job creation and retention Increase the supply of affordable housing
	<b>Needs Addressed</b>	CDBG Priority 1 (Infrastructure Development) CDBG Priority 2 (Facilities and Services) CDBG Priority 3 (Job Creation)
	<b>Funding</b>	CDBG: \$373,455
	<b>Description</b>	State Administration allocation \$373,455 -- Projected.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	State Administration Allocation to assist in the completion of all funded projects and to administer the State CDBG Program.  State Administration allocation \$373,455.00 -- Projected  State Administration Allocation to assist in the completion of all funded projects and to administer the State CDBG Program.

<b>2</b>	<b>Project Name</b>	State Technical Assistance
	<b>Target Area</b>	
	<b>Goals Supported</b>	Development of Public Infrastructure Job creation and retention Increase the supply of affordable housing
	<b>Needs Addressed</b>	CDBG Priority 1 (Infrastructure Development) CDBG Priority 2 (Facilities and Services) CDBG Priority 3 (Job Creation)
	<b>Funding</b>	CDBG: \$136,727
	<b>Description</b>	State allocation for Technical Assistance
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	State Allocation to assist with Technical Assistance required to assist communities with community and economic development activities.

## **AP-40 Section 108 Loan Guarantee – 91.320(k)(1)(ii)**

### **Will the state help non-entitlement units of general local government to apply for Section 108 loan funds?**

Yes

### **Available Grant Amounts**

No commitment to guarantee shall be made if the total outstanding notes or obligations guaranteed under the Section 108 program exceed \$7,000,000. The amount any one project may receive shall be limited to not more than \$3,000,000 or less than \$100,000. It should be noted that Section 108 funds may not be used for administrative costs.

### **Acceptance process of applications**

Project application documentation shall be evaluated for meeting basic HUD eligibility requirements. Projects must attract private investment and be financially feasible. No funds may be used for the refinancing of existing debt. The quality of the jobs to be created; the relationship of the project to State economic development initiatives or plans; and standard credit considerations that include the assessment of risk, the terms of the loan, and the availability of accepted collateral will be considered.

Review analysis will include, but will not be limited to:

1. Types of jobs to be created or retained, benefits provided, opportunity for longevity.
2. Historical and projected financial statements prepared in accordance with generally accepted accounting principles.
3. Personal financial statements of stockholders in the "for-profit" business being assisted.
4. Appraisals, environmental assessments, historical reviews, surveys, and feasibility studies.
5. Resumes of the management team of the "for-profit" being assisted.
6. Product description and analysis.
7. Market analysis of the project or service.
8. Loan commitments, option agreements, leases, and/or borrowing agreements, as appropriate.

Complete Section 108 applications will be accepted on a continuing basis. Applications determined to

be eligible and fulfilling all HUD requirements will be reviewed. The State reserves the right to request and require any additional information or impose additional requirements it determines necessary to make a responsible decision regarding the loan. After having evaluated the proposed application, the final decision as to whether to forward the application to HUD will be at the sole discretion of the West Virginia Economic Development Authority.

## **AP-45 Community Revitalization Strategies – 91.320(k)(1)(ii)**

**Will the state allow units of general local government to carry out community revitalization strategies?**

Yes

### **State’s Process and Criteria for approving local government revitalization strategies**

Community Advancement and Development Program Priority: The State will not refuse to award funds based on the activity selected by a local unit of government. However, grant awards will emphasize the State’s commitment toward the objectives stated within this plan.

The Community Advancement and Development Division Director reserves the right to work with any eligible unit of local government on a new type of application based on community needs. This may be a pilot project to establish guidelines for a future type of application to be included in the program design. These projects must have a documented inability to compete under the categories listed below and assist the State’s commitment toward objectives stated within this plan. The application ceiling will be \$500,000. The funds will be allocated based upon availability of funds at the time of application.

Self-Help Water: The applications meet the above criteria. Applications will be solicited through the Regional Planning and Development Councils. Self-Help Water applications will be accepted year-round, based upon the availability of funds. The Director reserves the right to establish the application deadline based on the specific needs of the project.

Local financial participation will lend value to the consideration of any proposal. A project may address a single need or address a substantial portion of the identified community development and housing needs. Activities serving different geographic areas must be qualified separately.

## **AP-50 Geographic Distribution – 91.320(f)**

### **Description of the geographic areas of the state (including areas of low-income and minority concentration) where assistance will be directed**

Funds for the programs described within this plan are not distributed based upon geographic factors. The competitive application process allows for the justification of needs to locally-driven projects that address priority needs. Therefore, the 2019 Action Plan aims to serve any geographic area of the State of West Virginia that expresses need.

Investing across a large and diverse area is challenging; however, WVDO and WVHDF continue to evaluate its methods of distribution to assure that funds for these critical programs (CDBG, ESG, HOME, HTF, HOPWA) meet the priority needs within West Virginia. Each program varies in its methods for fund distribution, but as a rule WVDO gives priority to non-entitlement areas within the state. Each specific program is tailored to meet federal and program specific regulations and to best meet the needs specific to each target population.

As per AP-65, for the ESG Program, WVDO requires each subrecipient to prioritize funds based on those individuals with the greatest need and highest barriers to housing. The subrecipients must identify a process determining what qualifies as the highest need which many times involves the utilization of the scores derived from the coordinated assessment.

For CDBG funding, the WVDO works with the State Data Center to complete two assessments of data, in addition to the HUD Low- and Moderate-Income Statistical Data (LMISD). The State's Distressed Index Analysis and a Per Capita Investment Analysis are also considered during the funding application process. The Distressed Index provides a variety of population data with corresponding scores and rankings.

The Distressed Index Analysis includes, but is not limited to: income, employment, poverty and housing data. Higher distressed rate equals higher rank and score. The Per Capita Investment Analysis provides a historical list of all CDBG investment by county including per capita investment with a corresponding rank. A lower per capita investment equals higher rank.

### **Geographic Distribution**

<b>Target Area</b>	<b>Percentage of Funds</b>

**Table 10 - Geographic Distribution**

## **Rationale for the priorities for allocating investments geographically**

CDBG: Funding supports projects and activities in non-CDBG entitlement areas.

HOME: Funding supports projects and activities in the State.

HTF: Funding supports projects and activities in the State.

ESG: Funding is not allocated based on a geographic distribution method. Allocation is determined based on data supported identification of need. An extra point is given during the application process to all applicants that are proposing to serve non-entitlement areas.

HOPWA: Funding is not allocated based on a geographic distribution method. Allocation is determined based on data supported identification of need. An extra point is given during the application process to all applicants that are proposing to serve non-entitlement areas.

### **Discussion**

No further discussion necessary.

## Affordable Housing

### AP-55 Affordable Housing – 24 CFR 91.320(g)

#### Introduction:

The State will focus its HOME Program resources on three areas:

1. HOMEownership Opportunities (HO) with the HOME Leverage Loan Program (HLLP).

The State's HOME Program (Program) is operated as a direct program. The WVHDF, the State-designated HOME Program administrator, issues a permanent financing commitment for a project when all Program conditions are met, and the State retains full control of the quality of the loans. In most instances, HLLP loans are closed in the name of the WVHDF as an instrumentality of the State. Nonprofit Housing Providers, approved lenders, or government entities will be responsible for the submission of compliance documents before closing. Closing agents will be responsible for any compliance documents to be prepared or delivered at, or immediately following, the loan closing.

The Fund may offer leveraging opportunities during FY 2019. Leveraging will be offered to families with incomes at or below 80 percent area median income. The adoption of the leveraging plan will simultaneously include the implementation of procedures sufficient to ensure full compliance with all necessary regulations.

2. Community Housing Development Organizations (CHDOs) - At least fifteen percent (15 percent) of the State's allocation will be set aside for CHDO.

3. HOME Rental with loans to promote the improvement and creation of rental housing opportunities for low- and very low-income families.

The HOME Program offers loans to CHDO, nonprofit, and for-profit developers for the acquisition, new construction, and/or rehabilitation of affordable projects. Specific application information is available in the annual RFP and RFP Guidelines on the WVHDF website.

The State will focus its HTF Program resources on: HTF Program with loans to promote the new construction, acquisition, and/or rehabilitation of rental housing units for extremely low- and very low-income populations. The State's HTF Program is operated as a direct program.

The WVHDF, the State-designated HTF Program administrator, issues a permanent financing commitment for a project when all Program conditions are met, and the State retains full control of the quality of the loans.



<b>One Year Goals for the Number of Households to be Supported</b>	
Homeless	0
Non-Homeless	134
Special-Needs	0
Total	134

**Table 11 - One Year Goals for Affordable Housing by Support Requirement**

<b>One Year Goals for the Number of Households Supported Through</b>	
Rental Assistance	0
The Production of New Units	59
Rehab of Existing Units	65
Acquisition of Existing Units	10
Total	134

**Table 12 - One Year Goals for Affordable Housing by Support Type**

**Discussion:**

With the limited HOME and HTF resources awarded by HUD to the State of West Virginia, on its own, is not enough to significantly address the affordable housing needs in the State. The number of affordable housing units is dependent on the collaborative partnerships with other groups (nonprofits, community action agencies, continuum of cares, housing authorities, community development agencies, for profit developers) and investments to expand the supply of affordable housing in the State.

In addition, the WVDO and WVHDF have participated in the Housing Policy Group to forward goals and efforts to facilitate affordable housing the State of West Virginia. This group included representatives of major housing advocates and stakeholders in the development, administration and management of affordable housing resources. The collaboration was designed to develop a comprehensive plan for affordable housing and responds to specific initiatives outlined therein. The WVDO and WVHDF will continue to accomplish goals consistent with the 2015-2019 Consolidated Plan and the housing framework created to achieve the same result.

The WVHDF maintains email list serves to communicate with housing partners. In addition the WVHDF conducted conference calls to discuss and explain the RFP application with prospective developers.

## **AP-60 Public Housing - 24 CFR 91.320(j)**

### **Introduction:**

Public housing authorities (PHAs) are an important component of the state affordable rental housing delivery system. The public housing authorities provide subsidized rental housing units and tenant based rental assistance (certificates/vouchers) for low and moderate income households throughout the state. However, since local housing authorities are established by units of local government subject to state enabling legislation, neither the State nor the WVHDF have direct oversight of the operations of local public housing authorities.

The WVHDF frequently communicates with the public housing authorities located in the State regarding HLLP, HOME Rental and HTF.

### **Actions planned during the next year to address the needs to public housing**

While the WVDO does not have jurisdiction over public housing agencies, several public housing authorities and other housing and community development agencies that use federal funds are required to obtain a certification that their program plans are consistent with the Consolidated Plan for their jurisdiction. The State Consolidated Plan serves the majority of the state since only a few local jurisdictions develop Consolidated Plan documents.

#### Planned Actions:

- Serve as the lead agency for reviewing housing plans for consistency with the housing component of the State Consolidated Plan. Applicants for federal funds must submit their requests for a Certification of Consistency with the Consolidated Plan to the WVDO prior to submitting their applications to the appropriate federal agency.

### **Actions to encourage public housing residents to become more involved in management and participate in homeownership**

Most often, lack of understanding about the home buying process poses a barrier to affordable housing. A lack of knowledge regarding the options, requirements, and variables inherent in the home buying process can place a potential home buyer at risk for entering into a purchase that does not truly fit their individual budget or circumstances. Positive educational efforts can provide potential home buyers with the base of knowledge they need to make informed decisions and place them in a home that they can afford.

As the largest public housing authority in the State, the Charleston-Kanawha Housing Authority (CKHA) models programs that support residential involvement and leadership. Of CKHA's 12 sites, approximately six maintain strong, active councils. CKHA management meets with these councils on a quarterly basis to discuss management practices and policies, resident concerns, complaints, and activities. These resident councils act as the overall Resident Advisory Board (RAB) for CKHA. The CKHA is governed by a five-member board appointed by the Mayor of the City of Charleston, with two of those members recommended by the Kanawha County Commission. One of the five board members *must* be a resident of CKHA. This needs to be updated.

The CKHA offers a Family Self-Sufficiency (FSS) Program for residents of both public housing and Section 8. The objective of the FSS program is to help motivated families move toward self-sufficiency. In a similar initiative, CKHA's Housing Choice Voucher Homeownership Program is designed to promote and support homeownership by first time buyers through the use of HUD's Housing Choice Voucher program. Instead of using their voucher assistance to support a monthly rental payment, the homeownership program will permit qualified families to achieve the dream of homeownership and still only have to pay thirty percent (30%) of their monthly-adjusted income toward their mortgage, escrow, and utilities.

The Homeownership program is made possible through various partnerships. Under the Housing Counseling and Homeownership Religious Coalition for Community Renewal (RCCR), 268 families received counseling, 24 families attended the Homebuyer Education class and 31 families became first time home owners during the period 7-1-17 and 6-30-18. This needs to be updated.

The CKHA has had 22 successful Section 8 Homeownership purchases and the program is a great testimony to the collaborative efforts of Federal, State, and local agencies as well as private and non-profit groups.

#### Planned Actions:

- Support the homebuyer education program by providing information about HLLP. In the homeownership education class, instructors take participants through each step of the home buying process, from budgeting to loan closing
- PHAs also assist residents with a number of programs designed to help motivated families work toward personal, financial and residential goals
- The partner agencies will continue to increase collaboration with the PHAs and plan to conduct public hearings at PHA sites
- The WVHDF is willing to partner with PHAs to finance opportunities for participating families

**If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance**

Local housing authorities are established by units of local government subject to state enabling legislation, neither the State nor the WVHDF have direct oversight of the operations of local public housing authorities.

Overall, housing authorities in West Virginia continue to serve the public in a satisfactory manner, according to HUD measurement standards. Currently, there is one “troubled” PHA in the State of West Virginia – Weirton PHA. The WVDO will continue to share information that may be of benefit to Weirton PHA or any public housing authorities, for the continuous improvement of performance.

**Discussion:**

The WVDO will work closely with the Charleston HUD office Public Housing staff to keep track of the status of PHAs. WVDO will work with the Charleston HUD office to identify opportunities to engage any PHAs that are identified as “troubled,” and develop information and support to assist in areas of deficiency. With this partnership with Charleston HUD, there will be regular communication developed with “troubled” PHAs to assist in the identification of corrective action steps to address deficiencies. WVDO will also look for opportunities for face-to-face engagement such as attending PHA meetings to share information and problem solve. The WVDO will encourage PHA attendance of training events held by the WVDO and will work to participate in training events held by PHAs. This collaborative effort will assist in developing and maintaining positive working relationships with PHAs to increase the effectiveness of housing and homelessness initiatives. Although the State does not have direct oversight or jurisdiction of PHAs, the WVDO can seek to work with any other State agency who may provide funding to PHAs, in order to facilitate corrective actions for those with a “troubled” status. Creating such a relationship with other state agencies, if applicable, as well as a strong partnership with Charleston HUD will allow for greater overall oversight of PHAs within West Virginia.

## **AP-65 Homeless and Other Special Needs Activities – 91.320(h)**

### **Introduction**

The State will continue working to reduce and end homelessness with all four continuums of care. The WVDO will continue to award funds to subrecipients at the local level to deliver housing and non-housing homeless services to persons in need.

The Consolidated Planning process identified existing programs and services that assist the State of West Virginia's homeless and other special needs populations as well as gaps in the delivery system. The State has a network of homeless assistance providers including emergency and domestic violence shelters, street outreach workers and community advocates that work together to refer those experiencing homelessness to services that assist them to regain stable housing. The State works diligently to increase the number of providers offering Rapid Rehousing so as to allow shelter beds to be available on an emergency basis.

One Year Action: Encourage through the application process the emphasis of increasing affordable housing for special needs populations given these vulnerable populations can be difficult to reach. The WVDO will aim to provide funding to a network of providers the incorporate rapid rehousing and outreach as a primary function of the homeless programs, with a goal of more than half of the entities funded providing such services.

### **Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including**

#### **Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs**

The WVDO, through the administration of the ESG grant, requires all subrecipients to participate in the point-in-time count and actively participate in their CoC and coordinated assessment process. Through coordination with CoCs, subrecipients are in contact with Projects for Assistance in Transition from Homelessness (PATH) workers who primarily work to locate and engage unsheltered persons and families. As a result of these efforts, subrecipients regularly reach out to and assess the needs of those experiencing and at risk of homelessness. Funds are available each year for subrecipients to provide street outreach as a way to reach out to individuals and connect them to resources. However, it is expected that there will be less street outreach activities funded in the 2019 program year than previous years due to the number of applications received.

One Year Action: The WVDO recognizes that street outreach is a valuable tool to engage individuals experiencing homelessness into the continuum of services that can begin to assess their individual needs. The ESG Program plans to reach the 2100 individuals served goal by utilizing the activities described above by actively pursuing eligible participants through all allowable avenues and utilizing

partners and a strong referral system internally within organizations, as well as externally, to supplement outreach efforts.

### **Addressing the emergency shelter and transitional housing needs of homeless persons**

Through the State of West Virginia's ESG Program, the State leverages multiple funding sources to meet the needs of individuals and families experiencing homelessness. The WVDO encourages the use of emergency shelters throughout the state as a critical piece of the crisis intervention. In 2018, WVDO awarded ESG funding to 18 subrecipients to meet the emergency shelter needs of residents. The WVDO encourages subrecipients to connect those experiencing homelessness with emergency shelter where they can be linked with mainstream and supportive services. These shelters should strive for a length of stay of 30 days or less.

One Year Action: The WVDO will continue to fund shelter operations next year and will make final determinations once applications are received. The State of West Virginia no longer funds transitional housing. While transitional housing programs still exist and serve a critical access point for those not able to be placed in permanent housing. The State has seen a significant number of transitional housing programs convert to permanent supportive housing and will continue to explore and encourage these changes as appropriate when needs are assessed through the annual Housing Inventory Count (HIC).

### **Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again**

The State places an emphasis on rapid rehousing as an important tool to transition and/or quickly house individuals and families in need. The State's ESG program also encourages shelters to meet the goal so that no one is in shelter for more than 30 days. During the 2018 ESG competitive application round, the State required shelter applicants to either create a rapid rehousing component or to prove community partnership with an existing rapid rehousing program that would provide such services to those in the shelter.

The WVDO requires each subrecipient to prioritize funds based on those individuals with the greatest need and highest barriers to housing. The subrecipients must identify a process of determining what qualifies as the highest need. Many subrecipients utilize the scores derived from the coordinated assessment to determine the highest need.

One Year Action: The WVDO will continue to emphasize the importance of rapid rehousing through the application process so that more sites will provide rapid rehousing services.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs**

The WVDO will work in partnership with the four CoCs to identify and promote planning and policy development that will ensure services and housing is provided in an efficient, cost-effective and productive manner. The WVDO will also work alongside the WV Housing Development Fund to facilitate affordable housing options within the state.

One Year Action: Through the collaboration with the four CoCs, a greater emphasis will be placed on identifying a need to call attention to polices as necessary to address key items.

## **Discussion**

The WVDO and the four CoCs continue to work to address key issues for those experiencing homelessness in our State.

In addition, the WVHDF has participated in Housing Policy Group to forward goals and efforts to facilitate affordable housing the State of West Virginia. This group included representatives of major housing advocates and stakeholders in the development, administration and management of affordable housing resources. The WVHDF will continue to accomplish goals consistent with the 2015-2019 Consolidated Plan and the housing framework created to achieve the same result.

The WVHDF interacts with several active, vibrant CHDOs that openly discuss methods to effectively address and meet the needs of affordable housing for low-income families in various regions within the State.



**AP-70 HOPWA Goals – 91.320(k)(4)**

<b>One year goals for the number of households to be provided housing through the use of HOPWA for:</b>	
Short-term rent, mortgage, and utility assistance to prevent homelessness of the individual or family	80
Tenant-based rental assistance	130
Units provided in permanent housing facilities developed, leased, or operated with HOPWA funds	0
Units provided in transitional short-term housing facilities developed, leased, or operated with HOPWA funds	0
Total	210

## **AP-75 Barriers to affordable housing – 91.320(i)**

### **Introduction:**

The WVDO and WVHDF and its housing partners will continue efforts to lower the barriers to affordable housing identified in the strategic plan and below. In addition to taking actions to alleviate barriers to affordable housing, the State is also dedicated to ensuring that fair access to housing is not only in affordable units but throughout the entire housing market is addressed.

- Provide a range of educational and technical assistance opportunities for lenders, homebuyers and other housing organizations including comprehensive instruction on promotion of fair housing and compliance to the Fair Housing Act and related Acts;
- Identification of fair housing issues, including those specific to protected classes;
- Continued and expanded involvement with a coalition of homeless service providers on identification of training needs and community needs, as well as policy and strategy development including work with federal, state and local organizations to increase capacity to address public awareness of fair housing;
- Continued usage of programs along with expanded utilization of outreach methods to access hard to reach populations and combat barriers faced by vulnerable populations.

### **Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment**

The State intends to take the following specific actions to remove negative effects of public issues that serve as barriers to affordable housing:

#### **Barrier: Predatory Lending**

Planned Actions: (a) Meet with lenders operating in the HOME program to raise awareness; (b) Continue to place an emphasis on the topic in homebuyer education courses; and (c) Thoroughly review and discuss re-financing options with current HOME Program mortgage holders as inquiries are received.

#### **Barrier: Homeownership Education**

Planned Actions: (a) Require HLLP borrowers utilizing the Program to also attend homebuyer education

#### **Barrier: Community Opposition**

Planned Actions: (a) Review policies/procedures to identify issues that have the potential to create

obstacles to the creation/placement of affordable housing; (b) Seek out opportunities to provide training to raise awareness on the facts of affordable housing and to alleviate fears and the benefit it offers

**Barrier: Populations with Special Needs**

Planned Actions: (a) Address the lack of specific guidance or training which explains the circumstances under which the FHA and ADA may require housing providers to allow applicants and tenants to use service/assistance animals; (b) Enhance work with HOPWA providers and PHAs to develop policies/procedures that allow for those living with HIV/AIDS to receive vouchers through confidential channels.

**Barrier: Down payment and Closing Costs**

Planned Actions: (a) Utilize HLLP to qualified participants to borrow up to \$14,999 at 0% interest rate with a term of five years; reduced by 20%/year that the homebuyer occupies the housing as principal residence

**Barrier: Cost of Affordable Housing**

Planned Actions: (a) Review study by WVU that centers on the costs of construction for affordable housing which could be a driver in future policy development; (b) Consult with the homebuilding industry, local governments, and affordable housing advocates in considering the potential impact of state statutes and state/local regulations on the affordability of housing; (c) Evaluate program change effectiveness issues to address affordable housing across the State and identification of additional gaps and actions to combat such gaps; coupled with promotion of supplemental loan programs to assist low-income homebuyers

**Barriers: Housing Quality**

Planned Actions: (a) Require that all HOME assisted construction projects meet the provisions of the International Building Code (IBC); (b) Emphasize the attainment of public health/safety goals for new construction/maintenance in most cost effective manner

**Discussion:**

Additional Barriers to those listed in Strategic Plan:

**Lack of functional policies that address the State's housing challenges**

*West Virginia Housing Policy Framework:* Developed in 2013 by West Virginia Housing Policy Work Group. CommunityWorks in West Virginia convened a group of stakeholders in the planning process,

under a grant from the Claude Worthington Benedum Foundation. The group established broad goals and policy direction related to housing policy to address the state's housing challenges. The framework includes five major goals, with specific recommendations for each:

- Raise the importance of housing in state governance and promote accountability, effectiveness and consistency in housing policy administration
- Increase resources for housing development, preservation and rehabilitation
- Promote statewide planning, coordination and integration of housing with other state improvement efforts
- Increase the quality and quantity of housing stock
- Ensure that West Virginia can meet the housing needs of its senior, special needs, and homeless populations

A copy of the *West Virginia Housing Policy Framework* is available at the following location:  
<https://communityworkswv.org/member-services>

**Sexual harassment in rental housing:** One of the topics of a new rule from HUD to protect the most vulnerable women from predatory landlords.

Planned Actions: As appropriate and possible, the WVDO will work with the WVHRC to attend landlord meetings to discuss the topic and inquire of reported instances. The State will produce educational information to provide tenants with resource information through nonprofit organizations that serve this vulnerable segment of the State's population.

#### **Discrimination within Housing Brokerage Services**

Planned Action: The West Virginia Association of Realtors and the West Virginia Real Estate Commission train real estate professionals in Fair Housing, Cultural Diversity and Ethics. The WVDO and WVDHF continue to stress the importance of Fair Housing to the Association and Commission. At this time, the WVDO and WVHDF are working on plans to conduct a joint training session with the West Virginia Association of Realtors to the format of the Association's existing training for Diversity and Fair Housing as required for real estate professionals.

## **AP-85 Other Actions – 91.320(j)**

### **Introduction:**

In addition to the actions described elsewhere in this plan the following other actions will be pursued.

### **Actions planned to address obstacles to meeting underserved needs**

Despite efforts made by service providers, a significant number of obstacles must be overcome in order to meet underserved needs. Planning and effective use of limited resources is critical to addressing needs. The State works to increase focus on compliance with federal regulations through monitoring and program evaluation in an effort to continue to identify obstacles and solutions and create opportunities for future funding.

#### **Obstacle: Lack of accessible and comprehensive housing statistics and data**

##### **Planned Actions:**

- WVHDF's website offers a link to the 2014 Statewide Housing Needs Assessment, which offers a comprehensive overview of housing in West Virginia. The 2014 Statewide Housing Needs Assessment is available at the following location: <https://www.wvhdf.com/about-wvhdf>
- The WVHDF is conducting a 2019 Housing Needs Assessment.

#### **Obstacle: Lack of means of communication/inquiries regarding programs for underserved applicants**

##### **Planned Actions:**

- WVHDF's website has multiple locations in which a user can click to request more information about the HOME program, HTF program, and other applicable programs.

#### **Obstacle: Ability to target projects in locations of greatest need**

##### **Planned Actions:**

- Developers submitting a HOME or HTF application must submit a market analysis that thoroughly examines neighborhood market conditions and realistically demonstrates need for the project for which HOME and/or HTF funds are being requested.

#### **Obstacle: Increased need for supportive services for no/low income individuals/households**

##### **Planned Actions:**

- Funding providers that connect participants to mainstream services, such as employment

services, job training programs, housing vouchers, financial literacy classes

**Obstacle: Challenges of effective usage of land/property and zoning opportunities**

**Planned Actions:**

- See Discussion Section

**Actions planned to foster and maintain affordable housing**

The State of West Virginia will take the following actions during the 2019 program year to preserve affordable housing units that may be lost from the assisted housing inventory:

**Planned Actions:**

- Utilize and expand the Home Repair Component of the Low-Income Home Energy Assistance Program provided through the West Virginia Weatherization Assistance Program carried out by Community Action Agencies
- Utilize the United States Department of Agriculture (USDA) Rural Development Home Repair Program (Section 504 Home Repair Program) by both referring low income participants of other programs as well as potentially partnering existing programs with this program
- Review annually all CoC Housing Inventory Charts to examine current available housing inventory, take action as necessary to preserve current inventory
- Examine and utilize the 2014 WVHDF Statewide Housing Needs Assessment created to provide a comprehensive housing assessment that focuses on the current and anticipated housing need in each of the 55 counties of West Virginia
- HOME Rental Training to provide instruction emphasizing compliance requirements to employees of owners/developers of HOME projects during the affordability period, which aids in fostering and maintaining affordable housing
- WVHDF co-sponsors an annual West Virginia Housing Conference, which allows housing agencies and individuals involved with housing throughout the state to learn and collaborate on a variety of housing topics including how to maintain (and add to) the current affordable housing inventory

**Actions planned to reduce lead-based paint hazards**

The State has varying processes in place from different programs to both assess whether lead-based paint hazards exist, and alleviating such hazards, if allowable by a particular program's regulations.

The West Virginia Office of Maternal, Child and Family Health, Childhood Lead Poisoning Prevention Program, is the central point of data collection concerning lead exposure through the Healthy Homes Lead Poisoning Surveillance System. West Virginia Code, Chapter 16-35-4a, requires a blood level screening for children under the age of 72 months. This information is reported to the State Health Department. The screening incorporates an assessment of the child's environment and social conditions to determine risks for lead poisoning. At a minimum, programs provide identification of hazards and participant education if such hazards cannot be addressed by a State program. The State is currently working to increase the number of children in the screening program, as part of its current grant with the U.S. Centers for Disease Control.

The HOME program ensures that any pre-1978 property be inspected and any lead-based paint issues are addressed pursuant to 24 CFR 58. The HOME program undertakes the following steps to mitigate the presence of lead-based paint in any HOME-assisted property through the following actions:

- Conducting visual lead inspections (and physical testing) of any structure where appropriate per specific program guidelines;
- Completing appropriate measures to remove the hazard during rehabilitation or reconstruction of homes when allowable and re-inspection of situation when required;
- Ensuring that organizations are properly certified to identify, test, and alleviate lead based paint hazards;
- Providing program participant education regarding lead based paint hazards and information on how such hazards can be alleviated (if remedies are not allowable by a particular program); and
- Ensuring program staff and organizations abide by the West Virginia Lead Abatement Law and Rule and other Environmental Protection Agency (EPA) and Occupational Safety and Health Administration (OSHA) regulations as applicable.

### **Actions planned to reduce the number of poverty-level families**

Through the programs offered by the State, program recipients will work with participants to connect them to mainstream public and private benefits as well through referrals to other programs to build a variety of skills in order to reduce the number of individuals and families in poverty. Recipients are encouraged to work with other social service providers in the community, such as the Community Action Agencies which are the network of agencies dedicated to eliminating poverty.

#### Planned Actions:

- Provide participants with supportive services such as life skills training, job skills training,

education etc.

- Provide connection to employment opportunities
- Provide opportunities to maximize income such as the Earned Income Tax Credit Program
- Coordination and cross-training/education with housing partners to build a foundation of knowledge at all participating organizations of available assistance and programs, as well as systems that focus on ending homelessness
- Increasing the supply of affordable housing through programs such as HOME Leverage Loan, HOME CHDO and HOME Rental Programs
- Increasing the supply of affordable housing through the HTF program.

### **Actions planned to develop institutional structure**

The State has established an institutional structure to address the needs of poverty-level families and homeless persons. The State works with many different organizations, both public and private, to continue to develop and maintain the institutional structure as follows: the community economic development activities of programs are carried out through contractual agreements with units of local government. The housing activities, both production and preservation activities, are accomplished through partnerships with units of local government, non-profits, housing developers, and specifically through partnerships with state certified Community Housing Development Organizations (CHDOs). Homelessness, HIV/AIDS, and other special needs services result from WVDO and WVHDF's relationship with a network of non-profit service providers including shelters and units of local government across the state of West Virginia. The West Virginia Department of Health and Human Resources (WVDHHR) is the primary agency responsible for the delivery of financial services and other services to poverty-level families throughout the entire state who also plays an important role in the structure.

The following are gaps/weaknesses as identified in the strategic plan and associated actions planned:

#### **Gap/Weakness: Providing targeted funding in areas of greatest need given limited providers and funding**

##### **Planned Actions:**

- Create additional partnership and collaborations to be able to reach the areas of the state of greatest need
- Increase program educational opportunities from the State to encourage new providers

#### **Gap/Weakness: Lack of PHA oversight by the State**

##### **Planned Actions:**



- Increase partnership opportunities with these entities to complete local projects or activities
- Share information about regulations, updates to programs, and new potential opportunities

### **Actions planned to enhance coordination between public and private housing and social service agencies**

The institutional structure developed fosters coordination between public and private housing and social services agencies, in collaboration with the State. Continuously improving this coordination remains a priority for the State.

#### Planned Actions:

- Utilize planned conference opportunities to increase networking and communication among available housing providers, both public and private
- Utilize CoC participation in landlord association meetings to bridge the gap of available resources

### **Discussion:**

The State has limited amounts of developable land in certain regions due to the mountainous topography. The planned reuse of abandoned residential property, coupled with the productive reuse of idled and underutilized commercial, industrial and mining properties, will maximize this valuable resource and foster the redevelopment of areas with existing public infrastructure. In addition, many communities continue to struggle with abandoned properties that decrease property value and deter the development of additional affordable housing. The WVDO participates when possible to enhance collaboration between individuals and groups developing strategies to address these land and property issues.

While many planning and zoning issues are addressed in West Virginia Code, Chapter 8A: Land Use Planning, many areas of the State lack the expertise to fully implement each component of the land use planning law. To address this need, the West Virginia University College of Law, Land Use and Sustainable Development Law Clinic (LUSD Law Clinic) continues to provide legal services to local governments, landowners, and non-profit organizations to develop land conservation strategies and practices. The LUSD Law Clinic provides technical assistance to Local government officials, planners and other land use decision-makers to encourage sustainable development in appropriate areas of the community. For example, the LUSD Law Clinic works with several communities to draft comprehensive land use plans and ordinances, per the requirements of the West Virginia Code.

According to the Code, these comprehensive plans must be updated every 10 years. These comprehensive plans address the following issues: Land Use, Housing, Transportation, Infrastructure,

Public Services, Recreation, Economic Development, Community Design, Preferred Development Areas, Renewal and/or Redevelopment, Financing, and Historic Preservation. In addition, comprehensive plans must be prepared prior to a subdivision or zoning ordinance. The West Virginia Land Stewardship Act, signed into law in 2013, created the West Virginia Land Stewardship Corporation (WVLSC); a collaboration among multiple sectors to provide West Virginia and its citizens a statewide, nonpartisan community and economic development non-profit corporation.

The State brings agencies together to address issues and will continue to evaluate past development and future collaboration and increase training activities. The West Virginia Property Rescue Initiative was created in 2015 to assist cities, counties, and other eligible borrowers in the deconstruction, demolition and acquisition of residential structures. The WVHDF will provide technical assistance and funding to counties and municipalities for the identification, purchase, removal and rehabilitation of dilapidated properties. The removal of unsafe structures will improve the health and safety communities throughout the State, while preparing residential areas for future redevelopment.

The WVDO staff participated in the Mountain State Land Use Academy during the FY 2018 program year, and will continue to be involved in supporting these important initiatives. This ongoing partnership among lead agencies in this field will continue to enhance the State's approach to land use and zoning issues.

## Program Specific Requirements

### AP-90 Program Specific Requirements – 91.320(k)(1,2,3)

#### Introduction:

CDBG: The State of West Virginia, consistent with the primary objective of CDBG funds plan the following actions:

- not less than 70 percent of the aggregate of the federal Title I assistance distributed under this program design statement shall be used for the support of activities that benefit persons of low and moderate income in the non-entitlement areas
- a minimum of 70 percent of CDBG funds will be used to benefit persons of low and moderate income over a consecutive three-year period.

Therefore, the 70 percent threshold will be maintained through the 2019 Annual Action Plan, as well as the period covered by the Five-Year Consolidated Plan, which spans Fiscal Years 2015 through 2019.

#### Additional key points:

- Program Income that does not exceed \$35,000 in a single year is retained by the unit of local government; thus, not reported here
- The State has not undertaken a project under the Urgent Need category. This category could be utilized in circumstances which meet stringent regulations.
- The State CDBG program has not undertaken a Section 108 program and, therefore, reports no proceeds.
- All activities which are eligible for federal CDBG funding, under Section 105 of the Federal Housing and Community Development Act of 1974, as amended, are eligible for funding. The State's method of distribution is provided in section AP-30: Annual Action Plan-Method of Distribution. The State's priorities are provided in section SP-25: Strategic Plan-Priority Needs.

HOME: The State of West Virginia, consistent with the primary objectives of the HUD HOME award will use estimated program income and leveraged funds to successfully implement the program.

#### Additional key points:

Eligible individuals/families to purchase or rent a HOME unit earn up to and including 80% AMI.

Eligible applicants for HOME funds will be for profit and nonprofit developers, who have demonstrated the capacity for carrying out housing projects.

WVHDF will use the Request for Proposals (RFP) process for solicitation to receive applications

requesting HOME funds for affordable housing. Detailed information regarding RFPs is obtained via WVHDF email list serve, WVHDF website, and a variety of meetings that a WVHDF HOME representative attends (i.e., public hearings, FAHE meetings, and the annual WV Housing Conference).

Each RFP will be thoroughly reviewed and ranked per the scoring criteria to determine funded projects.

Eligible populations receive HOME information through: a. network of nonprofits throughout the State; and b. the WVHDF website.

Since the State receives a small HOME award, and there is a great need for affordable housing, WVHDF does not limit beneficiaries or give preference to a particular segment of the low-income population.

**Community Development Block Grant Program (CDBG)  
Reference 24 CFR 91.320(k)(1)**

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
<b>Total Program Income:</b>	<b>0</b>

**Other CDBG Requirements**

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	100.00%

**HOME Investment Partnership Program (HOME)**  
**Reference 24 CFR 91.320(k)(2)**

1. A description of other forms of investment being used beyond those identified in Section 92.205 is as follows:

Not applicable: no other forms of investment are being used beyond those identified in Section 92.205.

2. A description of the guidelines that will be used for resale or recapture of HOME funds when used for homebuyer activities as required in 92.254, is as follows:

The WVHDF uses the following guidelines for recapture when used for homebuyer activities:

HOME Leverage Loan Program: If the original homebuyer no longer occupies the home as his or her principal residence, either voluntarily (i.e., sale or rental) or involuntarily (i.e., foreclosure), before the end of the Affordability Period applicable to that unit, the homebuyer may be responsible for repaying to the Fund the HOME funds that enabled the homebuyer to purchase the unit.

Affordability period follows 24 CFR 92.254 (a)(4): Homeownership assistance HOME amount per-unit and Affordability Period:

- Under \$15,000 - 5 years
  - \$15,000 to \$40,000 - 10 years
  - Over \$40,000 - 15 years
- The HOME Loan is subject to recapture under 24 CFR 92.254 and is subject to repayment if the HOME-assisted property does not meet the affordability period set forth above. The Recapture Policy will become effective if (a) the HOME-assisted homebuyer sells, transfers, or disposes the HOME-assisted property either voluntarily or involuntarily; (b) the HOME-assisted homebuyer, or if said homebuyer is married, the survivor of said homebuyer or said homebuyer's spouse, dies. The Fund will also require repayment of the outstanding balance of the HOME loan if the assisted homebuyer refinances the first mortgage loan (which was senior to the Fund's loan) at which time the remaining principal balance is due unless the Fund and any other subordinate mortgagees agree to a one-time only subordination of their mortgage loans to the new first mortgage loan. An assisted buyer fails to or ceases to occupy the HOME-assisted property as their principal residence will be in default. The entire outstanding balance of the HOME assisted provided will be due (with no prorated forgiveness otherwise available under a HOME Leverage Loan). The Recapture Policy will follow the provisions set forth under 24 CFR 92.254(a)(5)(ii) to recoup all or a portion of the HOME Loan from the net proceeds of the sale. Net proceeds are the sales price of the HOME-assisted property less the superior loan repayment (other than HOME Loan) and any reasonable and customary closing costs incurred by the seller. If the Net Proceeds from the sale of the HOME-assisted property are sufficient to recapture the outstanding HOME Loan balance of the

Promissory Note, the HOME-assisted homebuyer shall be allowed to retain the excess of the Net Proceeds. In the event Net Proceeds of the sale are insufficient to cover the outstanding HOME Loan balance of the Promissory Note, the HOME-assisted homebuyer will only be responsible for returning the Net Proceeds and any excess balance of the HOME loan will be forgiven.

3. A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) are as follows:

HOME Leverage Loan Program: If the original homebuyer no longer occupies the home as his/her principal residence, either voluntarily or involuntarily, before the end of the Affordability Period applicable to that unit, the homebuyer may be responsible for repaying to the Fund the HOME funds that enabled the homebuyer to purchase the unit. Affordability period follows 24 CFR 92.254 (a)(4):

Homeownership assistance HOME amount per-unit and Affordability Period:

- Under \$15,000 - 5 years \$15,000 to \$40,000 - 10 years Over \$40,000 - 15 years The amount of HOME funds subject to recapture is based on the amount of HOME assistance that enabled the homebuyer to buy the dwelling unit ("Direct HOME Subsidy"). Direct HOME Subsidy includes the down payment, closing costs, interest subsidies or other HOME assistance provided directly to the homebuyer. In addition, Direct HOME Subsidy includes any assistance that reduced the purchase price from fair market value to an affordable price. Recapture is limited to the net proceeds available from the sale. Net proceeds is defined as the sales price minus loan repayments (other than HOME funds) and closing costs. If the net proceeds from the sale of the unit are not sufficient to recapture the full amount of the Direct HOME Subsidy plus recover the amount of the homebuyer's down payment and any capital improvements made by the owner since purchase, the Fund will share the net proceeds proportionally with the homebuyer as follows. Same process as listed above in #2. If the net proceeds from the sale of the unit are sufficient to recapture the full amount of the HOME funds invested, plus recover the amount of the homebuyer's down payment and any capital improvements made by the owner since purchase, the homebuyer shall be allowed to retain the excess net proceeds.
4. Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b), are as follows:

There are no plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds.

**Emergency Solutions Grant (ESG)  
Reference 91.320(k)(3)**

1. Include written standards for providing ESG assistance (may include as attachment)

All sites receiving ESG funding have been required by the WVDO to establish written standards for provision of emergency shelter, rapid rehousing and homelessness prevention. The State does not develop statewide written standards due to the complex needs and characteristics of the service areas where ESG assistance is provided. As part of the application and monitoring process the WVDO conducts reviews of each project sponsor's written standards to ensure they are compliant with all state and federal regulations. The monitor also ensures that those standards are being followed by reviewing client records and financial documentation.

2. If the Continuum of Care has established centralized or coordinated assessment system that meets HUD requirements, describe that centralized or coordinated assessment system.

All four CoCs use the VI-SPDAT as the coordinated assessment. Meetings take place throughout the 4 CoC's to discuss prioritization lists and service delivery. The CoC acts as a single point of entry for the geographic area.

3. Identify the process for making sub-awards and describe how the ESG allocation available to private nonprofit organizations (including community and faith-based organizations).

Applications are sent electronically to all current subrecipients, shared with the Continuum of Care lead for each CoC to be shared with the membership. Application and supporting materials are made available on the WVDO website. Two technical assistance calls take place during the application period to provide clarification on the application process. At the end of the application period, all complete eligible applications are reviewed by a team of WVDO staff and a risk assessment is performed for each applicant. The risk assessment results are taken into consideration when determining funding decisions and applying possible additional conditions on an award.

4. If the jurisdiction is unable to meet the homeless participation requirement in 24 CFR 576.405(a), the jurisdiction must specify its plan for reaching out to and consulting with homeless or formerly homeless individuals in considering policies and funding decisions regarding facilities and services funded under ESG.

According to guidance from HUD, (<https://www.hudexchange.info/faqs/1111/to-whom-does-the-homeless-participation-requirement-at-24-cfr/>) this requirement does NOT apply to a recipient that is a State, or to subrecipients. State recipients may require subrecipients to provide for the

participation of homeless or formerly homeless person(s) on their board or policy making entity. (See 24 CFR § 576.405(b)). However, the WVDO does review subrecipients' process for consulting with homeless or formerly homeless individuals in regards to program and policy development. Applicants are required, as a part of the application process, to detail how they request feedback from participants and what impact that feedback has on programs and policies.

5. Describe performance standards for evaluating ESG.

During the application process, applicants define their performance goals and plans for achieving those goals throughout the program year. These applications are reviewed to ensure that the performance goals align with the goal of ESG and all applicable state and federal regulations. Subrecipients receive both desktop and onsite monitoring each year. These monitoring processes focus on the subrecipients' compliance with all state and federal regulations as well as the adherence to agency specific policies, practices and goals.

**Housing Trust Fund (HTF)**  
**Reference 24 CFR 91.320(k)(5)**

1. How will the grantee distribute its HTF funds? Select all that apply:

Applications submitted by eligible recipients

2. If distributing HTF funds through grants to subgrantees, describe the method for distributing HTF funds through grants to subgrantees and how those funds will be made available to state agencies and/or units of general local government. If not distributing funds through grants to subgrantees, enter "N/A".

N/A



3. If distributing HTF funds by selecting applications submitted by eligible recipients,

a. Describe the eligibility requirements for recipients of HTF funds (as defined in 24 CFR § 93.2). If not distributing funds by selecting applications submitted by eligible recipients, enter “N/A”.

Eligible applicants for HTF funding include nonprofit and for-profit entities and must meet minimum qualifications and demonstrate proficiency as developers and asset managers.

b. Describe the grantee’s application requirements for eligible recipients to apply for HTF funds. If not distributing funds by selecting applications submitted by eligible recipients, enter “N/A”.

The application will provide evidence that the applicant, at minimum (all categories are minimum requirements and no points will be awarded):1. Will comply with the requirements of the HTF program and that rental units assisted with HTF will comply with HTF requirements;2. Demonstrate financial capacity to undertake, comply with, and manage the HTF eligible activity;3. Have experience and capacity to conduct eligible HTF activities by demonstrating ability to own, construct, manage and operate an affordable multifamily residential rental project that includes HTF units;4. Show familiarity with the requirements of other federal, state, or local housing programs that will be used in conjunction with HTF funds to ensure compliance with all applicable requirements and regulations of such program through demonstrated experience with developing, owning, and managing affordable multifamily residential rental projects; and 5. Demonstrate the ability to understand and manage practices related to leasing to tenant populations at or below 30% AMI, including homeless households or persons with special needs.

c. Describe the selection criteria that the grantee will use to select applications submitted by eligible recipients. If not distributing funds by selecting applications submitted by eligible recipients, enter “N/A”.

In addition to regulations (24 CFR 93) and State application criteria, eligible applicants submitting an application for HTF funding will be reviewed according to the following:

1. The extent to which a proposed project has federal, state, or local project-based rental assistance (up to 25 points available);
2. Demonstrate that the project is financially feasible for the 30-year affordability period (minimum

requirement, no points awarded);

3. Gross tenant paid rent (tenant paid rent plus utility allowance) must not exceed 30% of AMI (minimum requirement, no points awarded);

4. Sources and uses of funds are clearly defined (minimum requirement, no points awarded);

5. Financial commitments (for HTF applications also requesting LIHTC, up to 25 points will be awarded for financial commitments);

6. Current market demand in the neighborhood in which the project will be located (minimum requirement, no points awarded);

7. Experience and capacity of applicant as evidenced by previous projects developed in the State (minimum requirement, no points awarded); and

8. Developer (development team) has no outstanding and/or unresolved issues of noncompliance after the end of the correction period as regulated by the State's Asset Management Department (minimum requirement, no points awarded).

When an application is received, it will be reviewed for eligibility, scored, and ranked.

Applications that comply with both the HTF regulations and application requirements will be issued a letter (letter of intent, waiting list letter, or denial letter). Applicants receiving a denial letter will not be further considered but should reevaluate the application and apply in response to a future HTF funding round. Applications that are not fully completed and/or received after the submission date will be returned and not further considered.

All projects receiving a letter of intent will be subject to credit underwriting and undergo a subsidy layering review to ensure that the financing awarded is no greater than what is needed for financial feasibility. The affordability period for HTF projects will not exceed 30 years, since the WVHDF anticipates projects will require re-capitalization at approximately 30 years.

The State will be responsible for executing contracts.

d. Describe the grantee's required priority for funding based on geographic diversity (as defined by the grantee in the consolidated plan). If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

<p style="margin: 0in 0in 10pt;"><font face="Calibri" size="3">Resulting from the relatively small

amount of HTF funds available the State will limit one HTF award per census tract in the 2019 funding cycle, unless no feasible alternative exists.

e. Describe the grantee's required priority for funding based on the applicant's ability to obligate HTF funds and undertake eligible activities in a timely manner. If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

While no application points are awarded for this category, since it's a minimum requirement, a review of the developer's capacity, from prior performance records, will include an assessment of the developer's ability to own, construct, manage, and operate an affordable multifamily residential rental project that includes HTF units. Developers who do not have a history of or have demonstrated an inability to own, construct, manage, and operate an affordable multifamily residential rental project that received federal funds will not receive a letter of intent for HTF funds.

f. Describe the grantee's required priority for funding based on the extent to which the rental project has Federal, State, or local project-based rental assistance so that rents are affordable to extremely low-income families. If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

For rental housing, the extent to which the project has Federal, State or local project-based rental assistance so rents are affordable to extremely low-income families: For projects receiving HTF:

15 points will be awarded to a property which has property-based rental assistance (e.g. Rural Development, HUD, or applicable public housing authority) for at least 25% but less than 50% of the residential rental units in the property; OR

20 points will be awarded to a property which has property-based rental assistance (e.g. Rural Development, HUD, or applicable public housing authority) for at least 50% but less than 75% of the residential rental units in the property; OR

25 points will be awarded to a property which has property-based rental assistance (e.g. Rural Development, HUD, or applicable public housing authority) for at least 75% of the residential rental units in the property.

g. Describe the grantee's required priority for funding based on the financial feasibility of the project beyond the required 30-year period. If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

Developers whose projects receive HTF funding will execute and record a Declaration of Restrictive Covenants document for a 30-year affordability period. Complying with the 30-year affordability period is a minimum requirement, and no points are awarded for this category.

h. Describe the grantee's required priority for funding based on the merits of the application in meeting the priority housing needs of the grantee (such as housing that is accessible to transit or employment centers, housing that includes green building and sustainable development features, or housing that serves special needs populations). If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

Funding includes the projects quality of housing characteristics including:

1. Energy Star Certified Whole-Unit HVAC, up to 15 points awarded
2. Energy Star Certified Kitchen Appliances, up to 15 points awarded
3. Energy Star Certified Exterior Doors and Windows, up to 15 points awarded
4. Stove Top Fire Suppression or Prevention, up to 15 points awarded
5. Energy Star Certified LED Light Fixtures, Ceiling Fans, and Bath Exhaust Fans, up to 10 points
6. Energy Star Certified Washer and Dryer, up to 20 points

i. Describe the grantee's required priority for funding based on the extent to which the application makes use of non-federal funding sources. If not distributing funds by selecting applications submitted by eligible recipients, enter "N/A".

For projects requesting HTF, without LIHTC and with or without HOME, application points will be awarded for the federal funds requested in relation to the total project costs.

LEVERAGE—PROPOSED HOME AND/OR HTF FUNDS REQUEST RELATIVE

TO TOTAL HOME and/or HTF PROJECT COSTS EQUALS: (maximum 30 points)

Less than or equal to 20%.....30

Greater than 20% to less than or equal to 40%.....20

Greater than 40% to less than or equal to 60%.....10

Greater than 60% to less than or equal to 100%.....0

4. Does the grantee’s application require the applicant to include a description of the eligible activities to be conducted with HTF funds? If not distributing funds by selecting applications submitted by eligible recipients, select “N/A”.

Yes

5. Does the grantee’s application require that each eligible recipient certify that housing units assisted with HTF funds will comply with HTF requirements? If not distributing funds by selecting applications submitted by eligible recipients, select “N/A”.

Yes

**6. Performance Goals and Benchmarks.** The grantee has met the requirement to provide for performance goals and benchmarks against which the grantee will measure its progress, consistent with the grantee’s goals established under 24 CFR 91.315(b)(2), by including HTF in its housing goals in the housing table on the SP-45 Goals and AP-20 Annual Goals and Objectives screens.

Yes

**7. Maximum Per-unit Development Subsidy Amount for Housing Assisted with HTF Funds.**

Enter or attach the grantee’s maximum per-unit development subsidy limits for housing assisted with HTF funds.

The limits must be adjusted for the number of bedrooms and the geographic location of the project. The limits must also be reasonable and based on actual costs of developing non-luxury housing in the area.

If the grantee will use existing limits developed for other federal programs such as the Low Income Housing Tax Credit (LIHTC) per unit cost limits, HOME's maximum per-unit subsidy amounts, and/or Public Housing Development Cost Limits (TDCs), it must include a description of how the HTF maximum per-unit development subsidy limits were established or a description of how existing limits developed for another program and being adopted for HTF meet the HTF requirements specified above.

Please see the attached 2018 Maximum Per Unit Subsidy Limits for the HTF Program, which are identical to the HOME Program as a result of consistent construction costs throughout the state.

**8. Rehabilitation Standards.** The grantee must establish rehabilitation standards for all HTF-assisted housing rehabilitation activities that set forth the requirements that the housing must meet upon project completion. The grantee's description of its standards must be in sufficient detail to determine the required rehabilitation work including methods and materials. The standards may refer to applicable codes or they may establish requirements that exceed the minimum requirements of the codes. The grantee must attach its rehabilitation standards below.

In addition, the rehabilitation standards must address each of the following: health and safety; major systems; lead-based paint; accessibility; disaster mitigation (where relevant); state and local codes, ordinances, and zoning requirements; Uniform Physical Condition Standards; and Capital Needs Assessments (if applicable).

Please see the attached Rehabilitation Standards.

**9. Resale or Recapture Guidelines.** Below, the grantee must enter (or attach) a description of the guidelines that will be used for resale or recapture of HTF funds when used to assist first-time homebuyers. If the grantee will not use HTF funds to assist first-time homebuyers, enter "N/A".

N/A

**10. HTF Affordable Homeownership Limits.** If the grantee intends to use HTF funds for homebuyer assistance and does not use the HTF affordable homeownership limits for the area provided by HUD, it must determine 95 percent of the median area purchase price and set forth the information in accordance with §93.305. If the grantee will not use HTF funds to assist first-time homebuyers, enter “N/A”.

Any limitation or preference must not violate nondiscrimination requirements in § 93.350, and the grantee must not limit or give preferences to students. The grantee may permit rental housing owners to limit tenants or give a preference in accordance with § 93.303(d)(3) only if such limitation or preference is described in the action plan.

N/A

**12. Refinancing of Existing Debt.** Enter or attach the grantee’s refinancing guidelines below. The guidelines describe the conditions under which the grantee will refinance existing debt. The grantee’s refinancing guidelines must, at minimum, demonstrate that rehabilitation is the primary eligible activity and ensure that this requirement is met by establishing a minimum level of rehabilitation per unit or a required ratio between rehabilitation and refinancing. If the grantee will not refinance existing debt, enter “N/A.”

N/A

**Discussion:**

The State of West Virginia is required to submit certification that it is affirmatively furthering fair housing to the U.S. Department of Housing and Urban Development (HUD). The certification has three elements and requires that the State of West Virginia: Complete an Analysis of Impediments to Fair Housing Choice (AI); Take actions to overcome the effects of any impediments identified through the analysis; and Maintain records reflecting the actions taken in response to the analysis.

The West Virginia Development Office (WVDO) and the West Virginia Housing Development Fund (WVHDF), are to report to HUD on planned actions to address these impediments at the beginning of each program year. At the conclusion of this program year, as part of the annual performance report for the Consolidated Plan, the State of West Virginia will report on its actions to affirmatively further fair housing.

The State of West Virginia had identified eight (8) original impediments to fair housing choice in its 1998 AI, and five (5) additional impediments in 2011 as directed by HUD as Special Matters of Requirement. The State submitted the 2014 AI Update as an adjunct document to the Consolidated Plan submission.

In May 2016, the State submitted its 2016 Update to the AI to provide historical information and propose actions to be taken during the upcoming year. Within the 2016 Update to the AI, the State provided the information necessary to remove five impediments from future reporting.

Following the May 2016 Update to the Analysis of Impediments (AI) in which five impediments were reviewed and presented for removal from further reporting, the State will focus its efforts and reporting on eight impediments. A new impediment was proposed in FY 2015: Unacceptable levels of sexual harassment in rental housing.

This brings the number of impediments needing to be addressed to nine. The State addressed all nine impediments in the 2018 Update to Analysis of Impediments to Fair Housing.

The State will be conducting a new study during 2018-19 to identify a new, up-to-date list of impediments that may be hindering residents of WV from freedom of housing choice. An Update to the Analysis of Impediments to Fair Housing is included with the 2019 Action Plan.



## Attachments



STATE OF WEST VIRGINIA  
CITIZEN PARTICIPATION PLAN  
FISCAL YEAR 2019



## WEST VIRGINIA CITIZEN PARTICIPATION PLAN

### Background

Chapter 24, Part 91, *et al.* of the Code of Federal Regulations requires the State of West Virginia, with input from citizens, local elected officials and other affected parties, to prepare a five-year U.S. Department of Housing and Urban Development (HUD) Consolidated Development Plan (Con Plan) outlining the State's goals and priorities for housing, community and economic development, and setting forth an Annual Action Plan (AAP) for the coordinated use of HUD and related federal, State, local and private sector resources to achieve these goals. The purpose of the programs and activities covered by the Con Plan is to improve the State of West Virginia by providing safe, decent, sanitary, and affordable housing, a suitable living environment and increasing economic opportunities for low- and moderate-income residents.

### Purpose

The purpose of the Citizen Participation Plan (CPP) is to provide opportunities for citizens of this State to provide input in the development of the Con Plan, the AAP, any substantial amendments to the Con Plan and AAP, the Consolidated Annual Performance and Evaluation Report (CAPER), and to set forth local requirements for citizen participation in the Community Development Block Grant (CDBG), Emergency Solutions Grants (ESG), Housing Opportunities for Persons with AIDS (HOPWA), HOME Investment Partnership, and Housing Trust Fund (HTF) Programs. The CCP is designed to encourage participation by low- and moderate-income and minority persons that have an interest in activities funded under the Con Plan. The State is also committed to taking whatever actions are appropriate to encourage participation by non-English speaking persons, as well as persons with disabilities.

Below are details on the citizen participation efforts and requirements for the Con Plan, any substantial amendments to the Con Plan and the AAP, the Consolidated Annual Performance and Evaluation Report (CAPER), and local requirements for citizen participation in CDBG-funded projects.

### Consolidated Development Plan and Annual Action Plan

The State of West Virginia's Con Plan is developed through a collaboration of the West Virginia Development Office (WVDO) and the West Virginia Housing Development (WVHDF). The Con Plan identifies and prioritizes housing and community development needs in the state and how the state intends to address these needs through the following grant programs: CDBG; HOME Investment Partnerships (HOME); Emergency Solutions Grant (ESG); the Housing Opportunities for Persons with AIDS (HOPWA) and the Housing Trust Fund (HTF).

The State of West Virginia's AAP is an annual document reporting on how that year's funding allocation for CDBG, HOME, ESG, HOPWA, and HTF will be used to achieve the goals and priorities set out in the larger Con Plan.

The following will describe the citizen participation efforts conducted by the State of West Virginia for the Con Plan, AAP, Substantial Amendments, and the CAPER.

**Citizen Participation in the Consolidated Plan (Con Plan):**

**Public Hearing:** The State will conduct at least two public hearings around the State in the needs-assessment phase of the consolidated development planning process to solicit local input from citizens and local elected officials on priority housing and community development needs and barriers. These hearings will be held in strategic locations around the State to ensure convenient access by the citizenry, including low- and moderate-income and minority persons. The hearing sites will be handicapped accessible, and special provisions will be made to accommodate the needs of disabled persons upon request.

A public notice stating the date, time and location of the public hearing will be published in newspapers of general local circulation at least 14 days in advance of the meetings. To broaden participation by low- and moderate-income and minority populations, a copy of the public notice will be direct-mailed or emailed to State and local organizations representative of these groups (WV Chapter-NAACP, WV Human Rights Commission, public housing authorities, nonprofits, Regional Planning and Development Councils (RPDC) and community action agencies). West Virginia Department of Health and Human Resources will be requested to mail or email a copy of the public notice to its local field offices/program affiliates with instructions to post them at its service entrances. This will further maximize participation by poverty level income populations.

**Survey:** A community needs assessment online survey of housing and community development needs and priorities will be provided through the West Virginia Development Office website. The availability of the online survey will be communicated through email or mail through partnering organizations.

**Consultation:** Prior to and during the development of the Consolidated Development Plan, the State will consult and solicit information about housing and community development needs in the state. This consultation may take the form of:

- Consultation with public agencies that assist low-income persons and areas, including state and federal agencies, local governments, regional councils of government, and nonprofit organizations. Consultation can include interviews with agency directors and/or staff and organizing focus groups with key stakeholders and partners.
- Information collection at statewide or regional housing, community development, and economic development conferences and convenings when available.

A written record will be kept of all comments received at the public hearings, and any written comments received during the public review period on the proposed Con Plan. These comments will be considered in finalizing the Plan, and a summary of the comments will be attached to the final Con Plan submitted to HUD.

**Final Action on the Consolidated Plan:** Upon completion of the draft Con Plan, a copy will be available for a 30-day review and comment period at least 90 days prior to the start of the program year (July 1) on the WVDO website. An executive summary of the draft plan will be sent to the State's 11 Regional Planning and Development Councils (RPDC) to circulate to the mayors and county commissions in each region. A complete copy of the draft Con Plan will also be placed in each of the RPDC offices, and a public notice of its availability for review and comment will be published in newspapers of general local circulations. The public notice will state the deadline for receipt of written comments on the Con Plan, and the date, time and location of at least two public hearings. The notice will be published at least 14 days in advance of the hearings. The meeting sites will be handicapped accessible, and special provisions will be made to accommodate the needs of disabled persons upon request.

**Citizen Participation in the Annual Action Plan (AAP):**

**Public Hearing:** The State will conduct at least two public hearings around the State during the development of the AAP to solicit local input from citizens and local elected officials on priority housing and community development needs and barriers. These hearings will be held in strategic locations around the State to ensure convenient access by the citizenry, including low- and moderate-income and minority persons. The hearing sites will be handicapped accessible, and special provisions will be made to accommodate the needs of disabled persons upon request.

A public notice stating the date, time and location of the public hearings will be published in newspapers of general local circulation at least 14 days in advance of the hearings. To broaden participation by low- and moderate-income and minority populations, a copy of the public notice will be direct-mailed or emailed to State and local organizations representative of those groups (WV Chapter-NAACP, WV Human Rights Commission, public housing authorities, nonprofits, Regional Planning and Development Councils (RPDC), and community action agencies). West Virginia Department of Health and Human Resources will be requested to mail or email a copy of the public notice to its local field offices/program affiliates with instructions to post them at its service entrances. This will further maximize participation by poverty level income populations.

A written record will be kept of all comments received at the public hearings, and any written comments received during the public review period on the proposed AAP. These comments will be considered in finalizing the Plan, and a summary of the comments will be attached to the final Plan submitted to HUD.

**Final Action on the Annual Action Plan:** Upon completion of the draft AAP, a copy will be available for a 30-day review and comment period at least 90 days prior to the start of the program year (July 1) on the WVDO website. An executive summary of the draft plan will be sent to the State's 11 RPDCs to circulate to the mayors and county commissions in each region. A complete copy of the draft AAP will also be placed in each of the RPDC offices, and a public notice of its availability for review and comment will be published in newspapers of general local circulations. The public notice will state the deadline for receipt of written comments on the AAP, and the date, time and location of at least two public hearings. The notice will be published at least 14 days in advance of the hearings. The hearing sites will be handicapped accessible, and special provisions will be made to accommodate the needs of disabled persons upon request.

## Substantial Amendments

The WVDO reserves the right to make non-substantive changes (administrative amendments) to the Con Plan and the AAP without opening a public comment period. A substantive change (substantial amendment) will require public comment as outlined below.

**Definition of substantial amendment:** A substantial amendment is defined as follows:

- a proposed change in the allocation of funds between funding categories, priorities, goals, and objectives that totals 20 percent or more of the State's annual allocation of CDBG, HOME, ESG, HOPWA or HTF funds
- a proposed change to the purpose, scope, location, or beneficiaries of an activity that totals a 20 percent or more increase in the activity's total project cost
- a proposed change in the method of distribution of funds
- a proposed change to establish a new funding or allocation priority or goal
- a proposed change to carry out an activity not previously described in the action plan.

Any changes in the distribution of funds caused by changes in the Federal funding allocation after the Con Plan/AAP draft comment periods has expired will not be considered a substantial amendment.

**Citizen Participation in substantial amendments:** Substantial amendments to the approved Con Plan/APP will be made public by public notices in newspapers and notices on the WVDO website.

**Final Action on Substantial Amendments:** The WVDO and WVHDF will receive and consider comments on substantial amendments to the Con Plan/AAP for 30 days before implementing those amendments.

## Consolidated Annual Program Performance and Evaluation Report (CAPER)

Each year the WVDO must submit a CAPER reporting on actions completed during the previous program year for CDBG, HOME, ESG, HOPWA and HTF as they relate to the performance measures outlined in the current Con Plan and AAP.

The following will describe the citizen participation efforts conducted by the State of West Virginia for the CAPER.

**Citizen Participation:** The WVDO will submit the CAPER to HUD within 90 days of the end of the State program year (September 30). Copies of the CAPER will be placed in each of the 11 RPDC offices, and a notice of availability for public review will be published in newspapers of general local circulation and posted on WVDO website. At least 15 days will be allowed for review and comment by the public.

**Final Action on the CAPER:** The WVDO will consider all comments received in the preparation of the CAPER. A summary of comments received will be attached to the final CAPER submitted to HUD

## **Citizen Participation Requirements for Local Governments**

Upon application for funding, local governments are required to submit a certification of a local CPP. Local CPP ensure that the units of local government are meeting the requirements of Title 24 of the Code of Federal Regulations Part 570.486.

The local participation plans should include the following provisions at a minimum:

- Local governments shall conduct a minimum of two (2) public hearings to be conducted with regard to any CDBG application. One hearing shall be conducted at the prior to the preparation of the application to obtain the views and proposals of citizens regarding community and housing needs including the needs of low and moderate income persons and a second public hearing shall be prior to submission of application to the State to obtain citizen input, comments or opinions with regard to such application) and with regard to program or project performance.
- Notices of public hearings to be conducted by the local government shall be published and posted within 14 days prior to the date of the hearings.
- The following information must be made available: Amount of CDBG funds expected to be made available, range of activities that can be funded by CDBG, estimated amount of CDBG funds used for activities to meet the national objective, citizen participation process must identify each proposed project; project location, including target area boundaries, if any; proposed project activity; total project cost, grant amount requested, and if the project is likely to result in relocation and anti-displacement required by 570.488
- Public hearings must be held at times and places convenient for affected citizens, potential or actual beneficiaries, and including persons with disabilities. Public hearings must contain bilingual communications for non-English speaking residents when they will be affected by a proposal and reasonable advanced notification is given to the local government.

## **Availability to the Public**

Copies of the State's Con Plan and any amendments thereto, AAP and any amendments thereto, and the CAPER will be placed in the RPDC offices, the offices of the West Virginia Development Office and the West Virginia Housing Development Fund and posted on the WVDO website. Copies of this information will be made available in a form accessible to persons with disabilities, upon request.

## **Access to Records**

The WVCAD and WVHDF will provide citizens, public agencies, and other interested parties reasonable and timely access to information and records relating to the State's Con Plan and the State's use of assistance under the programs covered by the Con Plan during the preceding five years during normal business hours.

## **Complaints**

The State will provide a timely, substantive written response in the mail or email to every written resident complaint within 15 working days from receipt related to the Con Plan, Con Plan amendments, and the CAPER.



**NOTICE OF PUBLIC HEARINGS-FY 2019 ANNUAL ACTION PLAN AND AMENDED  
CITIZEN PARTICIPATION PLAN**

The West Virginia Development Office (WVDO) and the West Virginia Housing Development Fund (WVHDF) are conducting public hearings concerning the State of West Virginia's Draft FY 2019 Annual Action Plan (AAP) and Amended Citizen Participation Plan (CPP). The AAP and CPP will be submitted to the U.S. Department of Housing and Urban Development (HUD) within 60 days after the date 2019 allocations are announced, but no later than August 16, 2019.

The purpose of the AAP is to guide the expenditure of funds for housing and community development in non-entitlement areas. The following programs and estimated funding allocations are included in the AAP: Community Development Block Grant (CDBG) \$13.6 million; HOME Investment Partnerships Program (HOME) \$5.2 million; Housing Trust Fund (HTF) \$3 million; Emergency Solutions Grant (ESG) \$1.5 million; and Housing Opportunities for Persons with AIDS (HOPWA) \$450,000. **Please note, all proposed activities' budgets are estimates and will be proportionally increased or decreased from the estimated funding levels to match actual allocation amounts.** The CPP establishes policies and procedures for citizen participation, which are designed to maximize the opportunity for citizen participation in the community development process for the CDBG, HOME, HTF, ESG, and HOPWA programs.

The AAP and CPP will be available on the WVDO website at <https://wvcd.org/resources>, the State's 11 Regional Planning and Development Councils, and by calling the WVDO at (800)982-3386. A 30-day comment period will begin on April 1, 2019 and conclude on May 2, 2019. Comments will be received in the WVDO at the address below, attention Ryan Halsey, or submitted via email to [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov) until the close of business on May 2, 2019.

Public hearings will be held to review the both plans and receive written and verbal comments. Hearings will also include information regarding HUD's Fair Housing and Section 3 rules.

AGENCY CONTACTS		
James Bush, CDBG Program Kelly Workman, Broadband Program WV Development Office 1900 Kanawha Blvd., East Building 3, Suite 700 Charleston, WV 25305 (304)558-2234 <a href="http://www.wvdo.org">www.wvdo.org</a>	Catherine Colby, HOME/HTF Programs WV Housing Development Fund 5710 MacCorkle Ave. S.E. Charleston, WV 25304 (304)391-8665 <a href="http://www.wvhd.org">www.wvhd.org</a>	Lisa Tabor, ESG/HOPWA Programs WV Development Office 1900 Kanawha Blvd., East Building 3, Suite 700 Charleston, WV 25305 (304)558-2234 <a href="http://www.wvdo.org">www.wvdo.org</a>
MEETING LOCATIONS		
Wednesday, April 10, 2019 2:30 - 4:00 p.m. WV Housing Development Fund First Floor Training Room 5710 MacCorkle Ave. S.E. Charleston, WV (304)391-8663	Tuesday, April 16, 2019 4:00 - 5:00 p.m. WVU Tech Robert C. Byrd Learning Building 3 <sup>rd</sup> Floor, Room 322 Beckley, WV (304) 928-8324	Thursday, April 25, 2019 2:30 - 4:00 p.m. Fairmont-Morgantown Housing Authority Main Office 103 12 <sup>th</sup> Street, Multi-Purpose Room Fairmont, WV (304)363-0160

All meeting sites are accessible to individuals with disabilities. Language assistance for persons who have limited English proficiency will be available with advanced notice. Please contact the WVDO for directions to meeting locations.



**MEMORANDUM**

**TO:** West Virginia Newspapers

**FROM:** Ryan Halsey  
West Virginia Development Office

**DATE:** March 15, 2019

**RE:** REQUEST/INSTRUCTIONS FOR PUBLICATION OF  
NOTICE OF PUBLIC MEETINGS (DISPLAY AD)

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Please publish the attached advertisement **one time, preferably in the morning paper, on Sunday, March 24, 2019**. Please notify us as to whether this deadline can be met. The dimensions should be **no larger than 3 columns x 6.5 inches** in the main body of the newspaper with a border. We ask that costs are kept to a minimum. **In addition, the Fair Housing Symbol must be included near the bottom of the notice.**

Our office is required to obtain a proof and price **prior** to publication. Please provide this information to Joyce Tuemler by e-mail at Joyce.A.Tuemler@wv.gov. Phone at (304) 957-2048.

**Note: This is not a legal ad – This must be a display ad.**

Please render your invoice after publication as follows:

1. **Invoice** – Original and three (3) copies showing date, number of words, the rate per word, as well as your Federal Employment Identification Number.
2. **Certification of Publication** – Original and three (3) copies, with newspaper clipping attached to each. All certifications must be fully executed.

The above steps must be taken before your invoice can be paid by the State. Please submit invoice to:

Joyce Tuemler  
West Virginia Development Office  
State Capitol Complex  
Building 3, Suite 700  
Charleston, WV 25305

Attachments

## 2019 AAP ADVERTISEMENTS

### *Charleston Gazette*

**Contact:** Lisa Skeens  
**Email:** [lisa.skeens@cnpapers.com](mailto:lisa.skeens@cnpapers.com)  
**Phone:** (304)348-5105  
**Area:** Kanawha Valley  
**Circulation:** 68,940

**Publish Date:** 3/24/2019  
**Cost:** \$741.98

### *The Dominion Post*

**Contact:** Nikki Moon  
**Email:** [nmoon@dominionpost.com](mailto:nmoon@dominionpost.com)  
**Phone:** (304)291-9406  
**Area:** North Central West Virginia  
**Circulation:** 25,039

**Publish Date:** 3/24/2019  
**Cost:** \$577.11

### *The Herald-Dispatch*

**Contact:** Connie Rappold  
**Email:** [crappold@heralddispatch.com](mailto:crappold@heralddispatch.com)  
**Phone:** (304)526-4468  
**Area:** Putnam County  
**Circulation:** 27,828

**Publish Date:** 3/24/2019  
**Cost:** \$362.70

### *The Register-Herald*

**Contact:** Shaun Wood  
**Email:** [swood@register-herald.com](mailto:swood@register-herald.com)  
**Phone:** (304)256-5649  
**Area:** Fayette, Greenbrier, Monroe, Nicholas, Raleigh, Summers and Wyoming counties  
**Circulation:** 28,670

**Publish Date:** 3/24/2019  
**Cost:** \$209.63

*The Journal*

**Contact:** Sarah Phillips  
**Email:** [sphillips@journal-news.net](mailto:sphillips@journal-news.net)  
**Phone:** (304)596-6447  
**Area:** Berkeley, Jefferson and Morgan counties  
**Circulation:** 16,851

**Publish Date:** 3/24/2019  
**Cost:** \$456.75

*The Intelligencer Wheeling News-Register*

**Contact:** Crystal Coffield  
**Email:** [ccoffield@theintelligencer.net](mailto:ccoffield@theintelligencer.net)  
**Phone:** (304) 233-0327  
**Area:** Northern West Virginia, Wheeling Area  
**Circulation:** 34,911

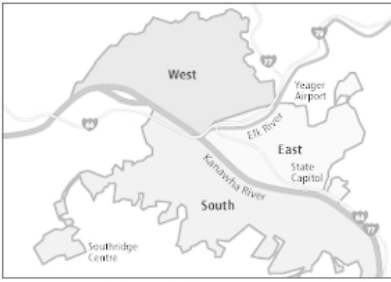
**Publish Date:** 3/24/2019  
**Cost:** \$1,011.08

CRIME REPORT Charleston

The following crimes were reported to the Charleston Police Department between March 14 and 20:

East District:

- Margot Street 600 block, stolen auto/boat theft, March 14, 7:25 a.m.
Harford Street 1500 block, trespassing, March 14, 7:58 a.m.
Washington Street East 1600 block, open container — first offense, March 14, 10:56 a.m.
Smith Street 800 block, threats of terrorist act, March 14, 2:30 p.m.
Slack Street/Barrow Drive, obstructing officer, March 14, 3:40 p.m.
Greenbrier Street, Captiv. Failure to Appear, DUI Suspended or Revoked Operators — first offense and subsequent offenses; no proof of insurance, March 14, 9:40 p.m.
Kanawha Boulevard East 1000 block, petit larceny, March 15, 8:10 a.m.
Farnsworth Drive 1500 block, petit larceny, March 15, noon.
Shewbury Street 600 block, petit larceny, March 15, 1:30 p.m.
Jackson Street 1400 block, stolen auto/boat theft, March 15, 3:38 p.m.
Charleston Town Center, Fugitive from Justice, March 15, 7:19 p.m.
Virginia Street East 800 block, Fugitive from Justice, March 15, 7:50 p.m.
Charleston Town Center, petit larceny, March 15, 10 p.m.
Piedmont Road/Slack Street, obstructing officer; receiving or transferring stolen goods — misdemeanor; persons prohibited from possessing firearms — felony, March 16, 4:09 a.m.
Civic Center Drive 200 block, petit larceny, March 16, 2 p.m.
Curbs Piece Way 1000 block, battery, March 16, 2 p.m.
Renaissance Circle 1300 block, malicious wound/infliction of assault, March 16, 5:15 p.m.
Washington Street East 1400 block, obstructing officer, March 16, 7:55 p.m.
Elizabeth Street 300 block, battery of a police officer, fire fighter, or EMS — second offense; obstructing officer, March 16, 11:25 p.m.
Kanawha Boulevard East/Slack Street, simple possession of marijuana; DUI driving under influence of alcohol, controlled substances or drugs, March 17, 1:11 a.m.



- Quarrier Street/Oldman Street, obstructing officer — misdemeanor; breaking and entering auto, March 20, midnight.
Washington Street East 1000 block, simple possession of marijuana, March 20, 12:50 a.m.
Moms Street 500 block, trespassing, March 20, 1 a.m.
Lee Street East 200 block, breaking and entering auto, grand larceny, March 20, 1 a.m.
Washington Street East 1400 block, petit larceny, March 20, 10:32 a.m.
Kanawha Boulevard East 1200 block, open container — first offense, March 20, 12:46 p.m.
Lee Street East 400 block, shoplifting — first and second offense, March 20, 3:20 p.m.
Stadium Place 1000 block, simple possession of marijuana, March 20, 8:50 p.m.

South District:

- Interstate 77 South 960M, DUI Suspended or Revoked Operators — first offense and subsequent offenses, March 14, 5 p.m.
MacCorkle Avenue Southeast 5700 block, trespassing, March 14, 8 a.m.
MacCorkle Avenue 6300 block, simple possession of marijuana, March 14, 9:40 p.m.
MacCorkle Avenue Southeast 6500 block, battery, March 14, 10 p.m.
South Park Road 800 block, domestic assault; burglary: entry of dwelling or outhouse, March 15, 7:50 a.m.
Piedmont Road 200 block, grand larceny, March 15, 11 a.m.
MacCorkle Avenue Southeast, Domestic Petition violation, March 15, noon.
MacCorkle Avenue/Patrick Street, possession of a controlled substance, March 15, 12:12 p.m.

- MacCorkle Avenue Southeast 5700 block, DUI Suspended or Revoked Operators — first offense and subsequent offenses, March 15, 1:15 p.m.
Roosevelt Avenue 6500 block, obstructing officer; domestic battery, March 16, 9:42 a.m.
Brawley Road 1500 block, destruction of property — misdemeanor, March 16, 1:30 p.m.
Washington Avenue 4900 block, petit larceny, March 16, 3:30 p.m.
Carterbury Drive 700 block, domestic battery, March 16, 5:15 p.m.
Interstate 64 East 58 MM, destruction of property — misdemeanor, March 16, 8:44 p.m.
Leslie Road 900 block, burglary; entry of dwelling or outhouse, March 17, noon.
MacCorkle Avenue 4200 block, possession of a controlled substance; Captiv. — failure to Appear, March 17, 4:02 p.m.
MacCorkle Avenue Southeast 6500 block, shoplifting — first and second offense, March 17, 7 p.m.
Stone Road 1200 block, felony reporting an emergency incident, March 17, 7:19 p.m.
MacCorkle Avenue Southeast, simple possession of marijuana; DUI Driving under influence of alcohol, controlled substances or drugs, March 18, 12:24 p.m.
MacCorkle Avenue 5700 block, breaking and entering auto, March 18, 1 p.m.
MacCorkle Avenue Southeast, domestic battery, March 18, 2:30 p.m.
Roundhill Road/Roundhill Terrace, simple possession of controlled substance; DUI Driving under influence of alcohol, controlled substances or drugs, March 19, 3:38 a.m.
RH Leeward 200 block, identify theft, March 19, 9 a.m.
Brawley Road first block, destruction of property — misdemeanor; theft of utilities, March 19, 1:02 p.m.
Roushmont Road 1200 block, possession of a controlled substance; burglary; entry of dwelling or outhouse, March 19, 4:30 p.m.
Presidential Drive 2000 block, assault, March 20, 8:57 a.m.
RH Leeward 200 block, shoplifting — first and second offense, March 20, 11:15 a.m.
Green Road first block, simple possession of controlled substances; DUI Driving under influence of alcohol, controlled substances or drugs, March 20, 3:50 p.m.
MacCorkle Avenue Southeast 5700 block, Captiv. — failure to Appear; shoplifting — first and second offense, March 20, 10:02 p.m.

West District:

- Bigley Avenue 1600 block, petit larceny; forgery, March 14, 1 a.m.
Adams Street/Madison Street, parole violation, March 14, 2:45 A.M.

- Barton Street 800 block, obstructing officer; fleeing from officer; no vehicle, March 14, 4:14 a.m.
Adams Street 600 block, destruction of property — misdemeanor, March 14, 9:35 p.m.
Cliffview Avenue 1600 block, brandishing; breaking and entering, March 14, 1:40 p.m.
Kanawha Boulevard West 1100 block, trespassing, March 14, 2:30 p.m.
Frame Street 1400 block, breaking and entering, March 14, 2:40 p.m.
Spring Street 100 block, DUI Suspended or Revoked Operators — first offense, March 14, 9:47 p.m.
6th Street 900 block, possession of a controlled substance, March 15, 2:15 a.m.
Pennsylvania Avenue 1100 block, recovered stolen vehicle; stolen auto/boat theft, March 15, 6:30 a.m.
Kanawha Boulevard West 1400 block, breaking and entering auto, March 15, 7:15 a.m.
Pennsylvania Avenue 300 block, possession of controlled substance with intent to utter, March 15, 7:58 a.m.
Woodward Drive 900 block, petit larceny, March 15, 9:45 a.m.
Marianne Street 800 block, assault; obstructing officer, March 15, 11:20 a.m.
Amy Drive 700 block, Captiv. — failure to Appear; domestic battery, March 15, 6:38 p.m.
Washington Street West 400 block, shoplifting — first and second offense, March 15, 7:35 p.m.
Washington Street West 600 block, Warrant — Municipal Court; Warrant — State Court; breaking and entering, March 15, 10:25 p.m.
4th Avenue 1400 block, trespassing, March 15, 11:20 p.m.
Sissonville Drive/Washington Street, simple possession of controlled substances, March 16, 11 a.m.
4th Avenue 1500 block, breaking and entering, March 16, 12:10 p.m.
Hurt Avenue 1200 block, petit larceny, March 16, 4:43 p.m.
Woodland Drive 1100 block, battery of a police officer, fire fighter, or EMS — second offense; obstructing officer, March 16, 5:51 p.m.
Stonington Street/Washington Street West, interfering with a justice official, March 16, 7 p.m.
Suzanne Hill Drive 2300 block, simple possession of controlled substances, March 16, 8:41 p.m.
Edgewood Drive/Washington Street West, prostitution — first and second offense, March 17, 3:30 a.m.
Bigley Avenue 1500 block, possession with intent to distribute of a controlled substance, March 17, 4:45 a.m.
Tennessee Avenue 300 block, fraudulent use of a credit card — value less than \$1,000, March 17, 3:30 p.m.
Stuart Street 1300 block, domestic battery, March 17, 5:40 p.m.
7th Avenue 1200 block, vaccination of dogs and cats; dangerous dogs, cruelty to animals; animal bias, quarantine; fines, March 7, 6 p.m.
Delaware Avenue 500 block, battery, March 17, 8:52 p.m.
Delaware Avenue 500 block, counterfeiting, March 17, 11:40 p.m.
25th Street West 400 block, breaking and entering, March 18, midnight.
Hurt Avenue 400-500 blocks, simple possession of controlled substances; Captiv. — failure to Appear, March 18, 12:30 p.m.
Frame Street 1200 block, petit larceny, March 18, 10 p.m.
Cornell Avenue 1000 block, possession of a controlled substance, March 18, 11:40 p.m.
Frame Street 1400 block, grand larceny, March 19, 12:01 a.m.
Washington Street West 700 block, DUI Suspended or Revoked Operators — first offense and subsequent offenses; DUI Driving under influence of alcohol; breaking and entering auto, March 19, 8:30 a.m.
Washington Street West 2100 block, stolen auto theft, March 19, 2:30 p.m.
Garson Street 1000 block, forgery/uttering, March 19, 4:15 p.m.
Lee Street West 100 block, trespassing; open container — third offense, March 19, 7:25 p.m.
Kanawha Boulevard West 1400 block, DUI Suspended or Revoked Operators — first offense and subsequent offenses; failure to pay child support, March 19, 7:35 p.m.
Bigley Avenue 700 block, trespassing, March 19, 9:04 p.m.
Randolph Street/Maryland Avenue, stolen auto theft; Captiv. — failure to Appear, March 20, 12:45 a.m.
Kanawha Boulevard West 1600 block, trespassing, March 20, noon.
Kanawha Boulevard 100 block, trespassing, March 20, 1 p.m.
Sissonville Drive 2300 block, simple possession of controlled substances; simple possession of marijuana; drunk in public; possession of alcohol beverage; DUI Driving under influence of alcohol, controlled substances or drugs, March 20, 10 p.m.
Stephen Avenue 1000 block, possession of a controlled substance, March 20, 10:30 p.m.
Lee Street West 600 block, DUI — Suspended or Revoked Operator; DUI Blood Alcohol Content .088 or more; DUI Driving Under Influence of alcohol, controlled substances or drugs, March 20, 10:55 p.m.

ON FILE

Kanawha and Putnam counties

Marriages

The following people filed for marriage licenses in Kanawha County between March 14 and 21, 2019:
Brien Owen Lowe Jr., 36, and Leanne Frances Murphy, 30, both of Cross Lanes.
Christopher Grant Gummert, 28, of Poca, and Miranda Nicole Bowling, 21, of Cross Lanes.
Chase Steven Haugh, 25, and Chelsea Jo Kirk, 22, both of Alan Creek.
Zachary Scott Young, 29, of Cedar Grove, and Erin Renee Rucker, 24, of Pond Gap.
Justin Guy Core, 27, and Sarah Jean Pomeroy, 22, both of 52, Albany.
Shane Lucas Carter, 28, and Lindsay Paccini, 30, both of 28, Albany.
Caleb Tyler Mallory, 22, of Nitro, and Jenna Nicole Ubrunn, 21, of St. Albans.
John William Tucker, 62, and Becky Faye Conley, 36, both of Charleston.
Brian Jason Padley, 36, and Marcella Cornelia Padley, 28, both of St. Albans.
Richard Stephen Savino, 39, and Krysteen Marie Young, 33, both of Charleston.
Brandon Matthew Paxton, 23, and Kayla Lynn Shoppard, 22, both of Dunbar.
Steven Edward Spivey, 45, and Kristin Annema Browning, 37, both of Charleston.
Edward Omar Craig, 36, of Montgomery, and Holly Elizabeth McCallister, 33, of Ridgeley.
Wesley Alexander Lutz, 26, and Jennifer Rose Kinder, 24, both of Charleston.
William Kennedy James, 74, and Peggy Louise Linnville, 73, both of Charleston.
James Clinton Kennedy, 37, and Bridget Anne Luttrell, 39, both of Charleston.
Jeremy Matthew Middleton, 44, of Charleston, and Bethany Anne Lutz, 36, of Cross Lanes.
Michael Jay Glenn, 30, and Tinka Nicole Macklow, 57, both of South Charleston.
Robert Nathan Moore, 19, and Samantha Deann Pethy, 24, both of Elkins.
Charles Franklin Williams III, 47, and Victoria Lee Smith, 46, both of Charleston.
The following people filed for marriage licenses in Putnam County between March 14 and 21, 2019:
David Michael Barber, 46, of Barboursville, and Beverly Sue Cochran, 61, of Rad House.
Dad Toneya Keiser, 53, and Lora Lee Mat-

these, 54, both of Hurricane.
Eckel Jo Turner, 37, and Kimberly D. Wolfe, 26, both of Winfield.
James Glen Matheson, 51, of Taylorsville, North Carolina, and Danielle Rose Kelsom, 36, of Hurricane.
Carmel Christopher Burnett, 31, of Cross Lanes.
Justin Lee Hundley, 26, and Sarah Ann Wiltriss, 33, both of Poca.
Joshua Allen Walker, 35, of Nitro and Toni Michelle Walker, 37, of Winfield.

Divorces

The following people filed for divorce in Kanawha County between March 14 and 21, 2019:
Ashley Christine Boggers from Christopher Daniel Boggers.
Shaila Marie Rucker from Joseph Franklin Rucker.
Aungia Dawn Meach from Michael Alan Jones.
Doreen Jean Koch from Robert John Koch Jr.
Della Dean from Kenneth Dean.
Jacquelyn Amber Roberts from Scott Lee Joseph.
Joseph Awad from Nadia Najm.
Shirley Alexander Willard from Haley Elizabeth Willard.
Shaila Ann Casiano from Jesus Manuel Cabilan Jr.
Gailin K. Lucas from Calvin E. Lucas.
Rayvone Sue Hupp from Dale Arthur Hupp.
David Scott Milam from Heather Nicole Milam.
Chasity Smith from Ryan Lovejoy.
William K. Payne from Dana Lucas.
Lisa Nicole Martin from Gary Ray Martin II.
The following people filed for divorce in Putnam County between Feb. 28 and March 21, 2019:
William Dennis Hilton from Loretta Lynn Hilton.
Glenn Yeager III from Jessica Swann Yeager.
Toryn Ann Ramson from Lucas D. Caldwell.
Michelle Elizabeth Brook from Randall Dwight Brook.

J. C. Workford III to America Real Estate Company, LLC, \$275,000.
K. K. Barlow and Mary Elizabeth Bernice to Derek Ryan Kurtzman and Aerie Marie Kurtzman, LLC, \$368,000.
Opportunity Investments LLC to James A. Ross and Amelia C. Ross, LLC, Charleston, \$107,000.
444 LLC to World Investments LLC, LLC, Elk District, \$96,000.
Barth Landholdings LLC to Shwar LLC, Lee District, \$270,000.
Brandi Lee to Mark E. Morris, Lees, Charleston, \$150,000.
David Renee and Aaron Stuter to Kimberly H. Pettit, Lot, Charleston, \$110,000.
James Russell Lowdermilk from Ashley Marie Lowdermilk.
Mary Elizabeth Knox from Joshua Michael Knox.
Adam Scott Miller from Miranda Miller.
Wesley Lee Landers Jr. from Dorra Ann Landers.
Mary Patrice Stalter from Samantha Dawn Stalter.
Taylor Jordan White from Joshua Glen White.
Property transfers
The following property transfers of \$75,000 or more were recorded in Kanawha County between March 14 and 21, 2019:
Robert G. Hestley II and Margaret Ann Hestley to Adria F. Hestley and Michael J. Herald, Lot, Madison District, \$125,000.
Total Properties LLC to Christal Evans and Lisa M. Dean, Lot, Charleston, \$110,000.
Carl Starley Spock to Sarah N. Bacu, Lot, Charleston, \$113,500.
Sandara Kay Davis to Christina M. Forzestini, Lot, Union District, \$103,000.
Albert Russ Lewis IV, Dalena Kay Lewis Catbrier and Diana Lynn Lewis McDermis to Rachael N. Adkins and Gavin M. Adkins, Nitro, \$116,000.
Angela L. Bello to Robert W. Preston, Lot, Charleston, \$178,000.
Samuel R. Walker-Matthews and Susan G. Walker-Matthews to Nicholas A. Kollar and Allison Keel, Lot, Charleston, \$360,000.
Anna Maria Kirk and Samuel L. Kirk to Jonathan R. Meyers, Lot, Charleston, \$89,000.
J. C. Workford III to America Real Estate Company, LLC, \$275,000.
K. K. Barlow and Mary Elizabeth Bernice to Derek Ryan Kurtzman and Aerie Marie Kurtzman, LLC, \$368,000.
Opportunity Investments LLC to James A. Ross and Amelia C. Ross, LLC, Charleston, \$107,000.
444 LLC to World Investments LLC, LLC, Elk District, \$96,000.
Barth Landholdings LLC to Shwar LLC, Lee District, \$270,000.
Brandi Lee to Mark E. Morris, Lees, Charleston, \$150,000.
David Renee and Aaron Stuter to Kimberly H. Pettit, Lot, Charleston, \$110,000.
James Russell Lowdermilk from Ashley Marie Lowdermilk.
Mary Elizabeth Knox from Joshua Michael Knox.
Adam Scott Miller from Miranda Miller.
Wesley Lee Landers Jr. from Dorra Ann Landers.
Mary Patrice Stalter from Samantha Dawn Stalter.
Taylor Jordan White from Joshua Glen White.
David Patrick Lambert and Laura Shwets Lambert to Russell A. and Adeline T. Williams, and John Christopher Thomas, Lot, Loudon District, \$325,500.
Robert O. Wainwright and Julie A. Schneider to Susan G. Walker-Matthews, Lot, Charleston, \$119,000.
Brendan Otto Weaver and Audrey Weaver to Lindsey Aage and Joshua Mullins, Unit, CCG, Charleston, \$172,000.
A&M Properties and Investments LLC, Montana Properties LLC to Christal Evans and Lisa M. Dean, Lot, Charleston, \$110,000.
White & White LLC to Shweta Hospitality LLC, Lot, Charleston, \$201,500.
David R. Moore and Jacqueline L. Beas to Meredith R. Moore and Virgil L. Moore, Lots, Charleston, \$113,000.
Philip L. Morris to Building Appalachia LLC, Charleston, \$110,000.
Christina L. Propagator and Hedwig Propagator to Peter M. Costello and Nancy S. Williams, Lot, Charleston, \$195,000.
Cash to Asien James Cogger and Kristy D. Cogger, Lot, Charleston, \$200,000.
The following property transfers

worth \$75,000 or more were recorded Putnam County between March 14 and 21, 2019:
Ramona L. Lively and Joseph E. Lively to Miguel Aquino, Lot, Scott Depot, \$384,000.
Bryan S. Winton to Kiedra Shreah and Chava Kysar, Lot, Scott Depot, \$200,000.
WV Trustee Services LLC, Agnesne Gibson and Eric W. Gibson to Urton Home Holdings LLC, Charleston, \$15,000.
Steve Masse and Logan S. Masse to Kelli Skewens and David Skewens, Angus, Charleston, \$150,000.
Brianna L. Chapman and Agnesne S. Chapman, \$150,000.
Matthew Jennings Harold Eakin, Lot, Teays Valley, \$135,000.
Keith E. Gibson, Jarrod M. Sparks, Mary Ellen Carter and Robert L. Carter Jr. to Tommy Howard and Alice Ann Howard, Acres, Poca, \$75,000.
Elder M. Atkins and Shannon L. Atkins to Shawn K. Ware, Lot, Poca, \$122,000.
Matthew Inc. to Endeavour Properties LLC, Lot, Hurricane, \$305,000.
EW Properties LLC to Michael Thomas Gibson, Lot, Poca, \$143,500.
Matthew Ray Oliver and Phinity H. Oliver to Christopher A. Adams, Lot, Teays Valley, \$248,500.
Donald B. Galtage and Wanda Sue Galtage to Dusan R. White, Parsons, Teays Valley, \$145,000.
Michael B. Craig, Sara B. Craig to Gerakline L. Spears, Lots, Curry District, \$124,000.
Carlynn S. Zimmerman to Charles T. Wenter and Katelyn Powers, Parsons, Scott Depot, \$149,000.
Christina L. Hantman to Jessica Leigh Osborne, Parcel, Teays Valley, \$162,500.
David A. Skewens and Kelli D. Skewens to Dakota W. Grady, Lot, Poca, \$133,000.
Steorts Homeholdings LLC to Steorts Homes LLC, Charleston, \$117,000.
Andrew R. Nicholas to Kelley Ferguson and Christopher A. Adams, Lot, Teays Valley, Scott Depot, \$172,000.
Kurtis Edgerton, Myra Mia Lee Ferguson, Arthur Sherman Burdette and Patricia A. Burdette to Wayne E. Goldsberry and Patricia A. Burdette, Lot, Buffalo, \$400,000.
Bankruptcies
The bankruptcies listed below are limited to those filed by residents or companies in the Gazette-Mail's circulation area. Chapter 7 designates the liquidation of non-exempt property; Chapter 11 calls for business reorganization; Chapter 13 establishes a schedule of payments to creditors. The following bankruptcies were filed between March 14 and 21, 2019:
Christopher Lee Cook, Charleston, Chapter 7. Assets: \$31,319. Liabilities: \$129,700.
Angel Nunez Barrios, Hurricane, Chapter 7. Assets: \$26,030. Liabilities: \$103,572.
Dorrea Jo Morris, Gandersville, Chapter 7. Assets: \$69,115. Liabilities: \$76,844.
Neva Meredith Prater, Phelps, Kentucky, Chapter 7. Assets: \$21,800. Liabilities: \$66,861.
Lisa Dawn Stutler, South Charleston, Chapter 7. Assets: \$31,319. Liabilities: \$98,957.
Linda Lee and Deborah Jean Bryant, Williamson, Chapter 7. Assets: \$71,600. Liabilities: \$84,343.
Mary Anne Lee, Nitro, Chapter 7. Assets: \$27,950. Liabilities: \$53,274.
Doreen Ellis, Poca Mills, Chapter 7. Assets: \$79,200. Liabilities: \$59,929.
JAF Medical Investment Team JAF Medical Investment Team, Chapter 7. Assets: \$27,950. Liabilities: \$179,060.
Kathie Dawn Moore, Charleston, Chapter 7. Assets: \$163,014. Liabilities: \$291,745.
Chasity Dawn Huffman, St. Albans, Chapter 7. Assets: \$47,400. Liabilities: \$29,388.
Ash Nicole Vance, Vance, Chapter 7. Assets: \$247,104. Liabilities: \$196,140.
Alan Edward Vest, Beckley, Chapter 7. Assets: \$54,495. Liabilities: \$142,204.
Lori Lynn Thompson, Beckley, Chapter 7. Assets: \$148,000. Liabilities: \$115,125.
Lori Lynn Thompson and Edna Marie McDaniel, Stamper, Chapter 7. Assets: \$95,546. Liabilities: \$115,230.
Paul David and Peggy Sue Grimmitt, Sandstone, Chapter 7. Assets: \$60,600. Liabilities: \$73,950.
Roger Allen and Kimberly Rose Wright, Rankin, Chapter 7. Assets: \$46,704. Liabilities: \$266,000.
Franklin Dean and Tamara Lynette Cox, Coal Ridge, Chapter 7. Assets: \$46,359. Liabilities: \$469,293.

Escaped wallaby goes on walkabout in Dallas neighborhood

DALLAS — A wallaby who apparently escaped his owners went on a walkabout in an east Dallas neighborhood before being recaptured.
Jim Tieman said he and his wife were taking a morning walk Wednesday when they saw what they first thought was a dog. The wallaby hopped into the couple's driveway and up to their back door.
Dallas Animal Services officers eventually caught the marsupial in the couple's backyard. The animal was identified as

Muggsy and picked up by his owner.
Officials didn't release the owner's name or how the wallaby escaped. The agency said the wallaby is kept on a country ranch.
Wallabies are native to Australia and surrounding islands.
— THE ASSOCIATED PRESS

Quality Window Replacement



NOTICE OF PUBLIC HEARINGS-FY 2019 ANNUAL ACTION PLAN AND AMENDED CITIZEN PARTICIPATION PLAN

The West Virginia Development Office (WVDO) and the West Virginia Housing Development Fund (WVHDF) are conducting public hearings concerning the State of West Virginia's Draft FY 2019 Annual Action Plan (AAP) and Amended Citizen Participation Plan (CPP). The AAP and CPP will be submitted to the U.S. Department of Housing and Urban Development (HUD) within 60 days after the date 2019 allocations are announced, but no later than August 16, 2019.

The purpose of the AAP is to guide the expenditure of funds for housing and community development in non-entitlement areas. The following programs and estimated funding allocations are included in the AAP: Community Development Block Grant (CDBG) \$13.6 million; HOME Investment Partnerships Program (HOME) \$5.2 million; Housing Trust Fund (HTF) \$3 million; Emergency Solutions Grant (ESG) \$1.5 million; and Housing Opportunities for Persons with AIDS (HOPWA) \$450,000. Please note, all proposed activities' budgets are estimates and will be proportionally increased or decreased from the estimated funding levels to match actual allocation amounts. The CPP establishes policies and procedures for citizen participation, which are designed to maximize the opportunity for citizen participation in the community development process for the CDBG, HOME, HTF, ESG, and HOPWA programs.

The AAP and CPP will be available on the WVDO website at https://wvdo.org/resources, the State's 11 Regional Planning Councils, and by calling the WVDO at 800-692-3388. A 30-day comment period will begin on April 1, 2019 and conclude on May 2, 2019. Comments will be received in the WVDO at the address below, attention Ryan Halsey, or submitted via email to Ryan.J.Halsey@wv.gov until the close of business on May 2, 2019.

Charleston  
**Gazette-Mail**  
Saturday - Sunday  
**Gazette-Mail**

1001 Virginia Street East  
Charleston, WV 25301

### AFFIDAVIT OF PUBLICATION

This is to certify that a 3 column by 6.5 inch advertisement for West Virginia Development Office titled "Notice of Public Meeting"- appeared in the Sunday, March 24, 2019 edition of the Sunday Gazette-Mail.

Signed

Title

*J. A. Skewer*  
*Advertising Rep.*

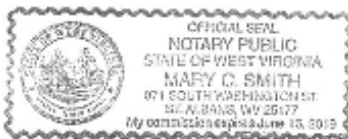
Subscribed and sworn to and before me this 1 day of April  
in the year 2019.

Signed

*Mary C. Smith*  
(Notary Public)

My commission expires

*June 16, 2019*





# Honor program rewards top students

NEWS/2019/03/24/02/POST/2019

The 60th annual Honor Student Program, sponsored by The Dominion Post and BB&T, has received nominations for students from 15 area high schools to compete for \$4,000 in community and leadership-based scholarships. Read about the candidates here in upcoming Sundays.

The students, a male and/or female from schools in Harrison, Marion, Montongalia, Preston and Taylor counties, were chosen by school counselors and principals.

On March 2, the candidates were interviewed by a panel of judges and wrote an essay. The judges look at each student's leadership ability, school activities, GPA, interview session and written essay to guide them in selecting the top three males and top three females, who will each earn scholarships of \$2,000, \$1,000 and \$500 each.

A separate honor, the Faltis Scholarship, awards \$1,000 to a male or female senior who has shown outstanding dedication to community service. This scholarship is named after a local couple who died years ago in a plane crash. John and Kathy Faltis were both strong supporters of education and community involvement.

The winners will be announced at the conclusion of the program.



## Caitlin Forquer Liberty High School

In the medical world of today, pharmacists are more visible than ever.

They regularly step out from around the counter to help staff clinics and do other outreach, particularly in remote, rural places such as West Virginia — where in some locales people might have more regular contact with a pharmacist than a physician.

It's even more so with clinical pharmacists.

Working in a hospital setting, these pharmacists have direct interaction with both physicians and patients.

"You're working one-on-one," future clinical pharmacist Caitlin Forquer said.

"You're helping people heal. You're helping them maintain. You're making their lives easier."

Caitlin was in eighth grade and keeping hospital vigil for an ill family member when she found out what a clinical pharmacist does.

She was impressed by the teamwork.

Sort of like the drumline for Liberty's marching band. Caitlin is captain of that fan-fave assemblage that never fails to drum up lasting applause from the stands.

Sort of like Smitty's Pizza. Caitlin works there



William Waring/The Dominion Post

## Caitlin Forquer

GPA: 3.94

### SCHOOL ACTIVITIES:

National Honor Society, student council, Future Farmers of America, marching band, Theater, Science Bowl, Quiz Bowl

### LEADERSHIP ROLES:

National Honor Society treasurer, Senior Class vice president, Future Farmers of America secretary, drumline captain, Science Bowl captain, Quiz Bowl captain

after-school and weekends, flipping dough and waiting tables.

"Everybody has a job," she said. "Everybody has a role."

## Connor Wickline Liberty High School

Connor Wickline is from everywhere, but he's of West Virginia.

He was born in Alaska and spent a great deal of his youth in New York State, but his family hails from the Mountain State.

And, like most ex-pat West Virginians eventually do, they moved back home when they got the chance.

Call it a literal love of the land.

Between them, his parents and grandparents own nearly 70 acres in Wild, Wonderful that they work today, cultivating crops and livestock for food.

"Food," is the watchword, the latest Wickline-West Virginian said.

Counting Wickline offshoots, there will be more than 9 billion mouths to feed on this planet by the year 2050.

Connor, an ardent Future Farmers of America member who will major in engineering, wants to be one of the lead people doling out food on plates to keep all those bellies full.

"There are a lot of 'best practices' things I want to work on," he said. "There are a lot of things I want to develop. You do that when you work together."

He knows all about that.

Last summer, he was overwhelmingly elected governor at Mountaineer Boys State, the annual gathering — call it political summer camp for budding change-makers — which brings top student leaders from across West Virginia.



William Waring/The Dominion Post

## Connor Wickline

GPA: 4.017

### SCHOOL ACTIVITIES:

National Honor Society, Future Farmers of America, student council, Math Field Day, Geography Bee, Science Bowl, Liberty Academic Team, Book Club, Fishing Club, tutoring

### LEADERSHIP ROLES:

Mountaineer Boys State (elected governor), National Honor Society president, Future Farmers of America president, Liberty Academic Team captain, Inspire WV

## ENTERTAINMENT BRIEFS

Associated Press

### Ford museum to show photography

GRAND RAPIDS, Mich. — The Gerald R. Ford Presidential

Museum in Grand Rapids is displaying the work of the 38th president's photographer.

"Extraordinary Circumstances: The Presidency of Gerald R. Ford" will open Monday and run until Sept. 2. Organizers call it a collection of behind-closed-door images captured by photographer David Hume Kennerly.

Kennerly and Ford's daughter, Susan Ford Bales, will attend an evening presentation. That event and an earlier ribbon-cutting are free and open to the public.

Kennerly took the job as Ford's photographer two years after being awarded a Pulitzer Prize in journalism.

Ford, who died in 2006, was a Grand Rapids congressman who became vice president and then president following Richard Nixon's resignation in 1974. Ford said, "I assume the presidency under extraordinary circumstances."

### Gershon, Madsen to appear at Eberfest

CHAMPAIGN, Ill. — Actresses Gina Gershon, Virginia Madsen and Jennifer Tilly are among the guests at this year's Eberfest film festival in Champaign.

The annual festival honors Roger Ebert, the late Chicago Sun-Times film critic. It runs April 10-13 at Champaign's Virginia Theatre.

Festival host Chaz Ebert said the women are "three of Roger's favorite

actresses." They are to appear onstage for question-and-answer sessions. Gershon and Tilly will speak about their movie "Bound" and Madsen will discuss "Sideways."

This year's lineup also includes documentaries about Aretha Franklin, Maya Angelou and children's TV host Fred Rogers. Other films to be shown are Cameron Crowe's "Almost Famous," Jonathan Demme's "Rachel Getting Married" and "Cold War," a Polish movie nominated for an Oscar this year in the best foreign language film category.

### N.Y. acquires site of historic hotel

CATSKILL, N.Y. — New York state has acquired a tract in the Catskills that includes remnants of a historic hotel and provides increased access to a popular network of hiking and cross-country skiing trails.

Department of Environmental Conservation Commissioner Basil Seggos said the 50 acres in the Greene County town of Catskill will become part of the Windham Blackhead Range Wilderness Area in the Catskill Forest Preserve.

The property includes remnants of the historic Rip Van Winkle House, which served as a resting place for people traveling by horse-drawn coach from Sleepy Hollow to the grand Catskill Mountain House at North Lake in the 1800s.

The state bought the land for \$1 from Edward Malby, whose family has owned it since 1896.

## Egyptian singer banned over free speech

Associated Press

CAIRO — An Egyptian singer was banned from performing in her home country after suggesting it does not respect free speech.

A video clip circulated online shows Sherine Abdel-Wahab, during a performance in Bahrain, saying: "Here I can say whatever I want. In Egypt, anyone who talks gets imprisoned."

Egypt's Musicians Union responded late Friday by barring the singer, popularly known by her first name, from performing. It also summoned her for questioning.

Samir Sabry, a pro-government lawyer with a reputation for moral vigilance and suing celebrities, filed a complaint against the singer accusing her of "insulting Egypt and inviting suspicious rights groups to interfere in Egypt's affairs."

Last year, Sherine was sentenced to six months in prison over a similar clip from a concert in which she joked that the Nile is polluted. The sentence was suspended upon appeal. She apologized for the remark, calling it a "bad joke."

The singer, apologized again after the latest remarks in a TV interview aired late Friday.

News, sports and entertainment. Find it all at dominionpost.com.

## COME LEARN MORE ABOUT OVARIAN CANCER

Join us for a live ovarian cancer educational event, where you can:

- Hear a patient share her experiences with ovarian cancer
- Get a healthcare professional's perspective on living and coping with this disease
- Connect with people in your community

### LOCATION:

Hilton Garden Inn Morgantown  
150 Suncrest Towne Centre Drive  
Morgantown, WV 26505

### TIME:

Saturday, March 30, 2019  
Registration: 11:00 AM  
Start Time: 11:30 AM

### FEATURING:

Kyra Walters, MSN, RN, OCN, TESARO Oncology Nurse Educator  
Jackie G., Living with ovarian cancer

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## NOTICE OF PUBLIC HEARINGS-FY 2019 ANNUAL ACTION PLAN AND AMENDED CITIZEN PARTICIPATION PLAN

The West Virginia Development Office (WVDO) and the West Virginia Housing Development Fund (WVHDF) are conducting public hearings concerning the State of West Virginia's Draft FY 2019 Annual Action Plan (AAP) and Amended Citizen Participation Plan (CPP). The AAP and CPP will be submitted to the U.S. Department of Housing and Urban Development (HUD) within 90 days after the date 2019 allocations are announced, but no later than August 16, 2019.

The purpose of the AAP is to guide the expenditure of funds for housing and community development in non-entitlement areas. The following programs and estimated funding allocations are included in the AAP: Community Development Block Grant (CDBG) \$13.6 million; HOME Investment Partnerships Program (HOME) \$5.2 million; Housing Trust Fund (HTF) \$3 million; Emergency Solutions Grant (ESG) \$1.5 million; and Housing Opportunities for Persons with AIDS (HOPWA) \$450,000. **Please note, all proposed activities' budgets are estimates and will be proportionally increased or decreased from the estimated funding levels to match actual funding.**

*Curiosity Series*



THE DOMINION  
**Post**

1251 Earl L. Core Road  
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 (304) 291-9420

PUBLISHER'S CERTIFICATE OF PUBLICATION

I, Brad Pennington, Advertising Director of  
 THE DOMINION POST, a newspaper of general circulation  
 published in the City of Morgantown, County and State  
 aforesaid, do hereby certify that the annexed

Legal notice

was published in the said THE DOMINION POST once a week  
 for 1 successive weeks commencing on the  
24th day of March, 2019 and ending on the  
24th day of March, 2019

The publisher's fee for said publication is \$577.11

Given under my hand this 17th day of  
April, 2019

*Brad Pennington*

Advertising Director of THE DOMINION POST

Subscribed and sworn to before me this 17th  
 day of April, 2019

*Karen E. Gonzalez*

Notary Public of Monongalia County, W. Va.

My commission expires on the 12 day of  
September 2023.



NOTICE OF PUBLIC HEARINGS-FY 2019 ANNUAL ACTION PLAN AND AMENDED  
 CITIZEN PARTICIPATION PLAN

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The AAP and CPP will be available on the WVDO website at <https://wvdo.org/resources>, the State's 14 Regional Planning and Development Councils, and by calling the WVDO at (800)962-3326. A 30-day comment period will begin on April 1, 2019 and conclude on May 2, 2019. Comments will be received in the WVDO at the address below, attention Ryan Halsey, or submitted via email to [Ryan.Halsey@wv.gov](mailto:Ryan.Halsey@wv.gov) until the close of business on May 2, 2019.

Public hearings will be held to review the both plans and receive written and verbal comments. Hearings will also include information regarding HUD's Fair Housing and Section 8 rules.

AGENCY CONTACTS

<p>James Birch, CDBG Program                  WV Housing Development Program                  WV Development Office                  1900 Kanawha Blvd., East                  Building 3, Suite 700                  Charleston, WV 25305 (304)558-2204                  jbirch@wvdo.org</p>	<p>Corinne Colby, HOME HTF Program                  WV Housing Development Fund                  2710 MacCorkle Ave. S.E.                  Charleston, WV 25304 (304)691-8963                  corinne.colby@wvdo.org</p>	<p>Lee Taylor, ESG-HOPWA Programs                  WV Development Office                  1900 Kanawha Blvd., East                  Building 3, Suite 700                  Charleston, WV 25305 (304)558-2204                  www.hopwa.org</p>
<p>Wednesday, April 10, 2019                  9:30 - 4:00 p.m.                  WV Housing Development Fund                  First Floor Training Room                  2710 MacCorkle Ave. S.E.                  Charleston, WV (304)691-8963</p>	<p>MEETING LOCATIONS</p> <p>Tuesday, April 16, 2019                  4:00 - 5:30 p.m.                  WVU-T061                  Robert C. Byrd Learning Building                  3rd Floor, Room 322                  Beckley, WV (304) 320-8828</p>	<p>Thursday, April 25, 2019                  2:30 - 4:00 p.m.                  Parsons-Morgantown                  Housing Authority Main Office                  139 1/2 Street, Multi-Purpose Room                  Fairmont, WV (304)966-4950</p>

All meeting sites are accessible to individuals with disabilities. Language assistance for persons who have limited English proficiency will be available with advanced notice. Please contact the WVDO for directions to meeting locations.





## Fire

From Page 1A

would be completed and who would conduct it has not been finalized.

In early January, one of the department's ladder trucks broke down because of reported electrical issues. On Feb. 7, a second ladder truck broke down before a maintenance crew determined it was 14 quarts low on oil, causing the truck to lock up. This left the city without ladder trucks, having to rely on mutual aid agreements with volunteer fire departments in Cabell and Wayne counties. Both trucks have since been returned to service.

The fire department's water rescue boat, or Marine Co. 1, has been out of service since May 2018, when a pump failure caused it to take on water. Equipment on the boat was also damaged during a vehicle transport.

"I take full responsibility as the chief for any issues we have had on the fleet, but I can reassure you we have taken steps already to fix those problems with the fleet," Rader told council members.

Rader has directed Assistant Fire Chief Ray Canafax to be over the department's fleet management program. Within the next six months, Canafax will develop an apparatus replacement cycle to help with fleet management, she said. The department also partnered with the city's Public Works Department.

"We are streamlining our process to get our fleet worked on a regular basis," she said. "We are very open to an investigation that Mayor Williams has called upon to make sure that we keep better records and that we communicate better."

Lake Assault Boats of Minnesota, the company that built Marine Co. 1, sent a representative to examine the boat and take a report on what it would take to repair it. The department has not yet received price estimates, but Rader said she would file an insurance claim. It's likely the boat would have to be sent to Minnesota for repairs, she said.

Meanwhile, the fire department pulled out of storage a separate boat, River-1, which is a Carolina Skiff that hasn't been used in 24 or 25 years. Rader said the U.S. Coast Guard in Huntington recently took the boat and performed general maintenance on it.

The Coast Guard will also partner with the department's firefighters this spring



Shelton Singer/The Herald-Dispatch

**ABOVE:** Huntington Fire Chief Jan Rader looks on as firefighters respond to a structure fire in the 1200 block of 9th Avenue on Feb. 5 in Huntington.

**RIGHT:** Huntington Fire Chief Jan Rader says she takes responsibility for any issues with the department's fleet after a rescue boat and two ladder trucks broke down from a lack of routine maintenance.

Lori Wolfe/The Herald-Dispatch

to do training on River-1. There would be more training rotations once Marine Co. 1 was repaired and returned to service, she said.

Rader said one of the tower trucks recently underwent repairs to fix a rotating nozzle. It was returned to service Friday.

"We are getting a lot of the minor issues fixed on them," she said. "A lot of general maintenance had been put off."

Also during Thursday's hearing, Rader said the 2019-20 proposed budget requests \$100,000 to purchase air monitors, thermal imaging cameras, rescue tools and 50 sets of turnout gear. The turnout gear is personal protective cloth-

ing and equipment firefighters wear while battling blazes. Firefighters must wash off the turnout gear to remove any carcinogens after each use. Firefighters often wear their turnout gear several times during a shift because many do not have backups, she said. The last turnout gear was bought in 2015 through lease purchases.

Rader's budget also proposes purchasing either a new ladder truck for \$1 million or a new fire engine for \$500,000. Command staff would determine which is needed more before beginning signing a lease.

Lastly, Rader's budget identifies funds to renovate Station 5 in Guyandotte, which needs a renovated kitchen, bedrooms



and bathrooms.

Funds were allocated to begin the construction of a new Station 2, which services Marshall University and the Highlawn neighborhood. The station will be located on the corner of 20th Street and 9th Avenue. This will replace the

previous station, which has significant structural issues, and ensures firefighters can reach the other side of the underpass during flooding.

There is also money to begin the process of building a new station in which services the Westmoreland neighborhood.

Rader said she met with the Westmoreland Fire Committee to discuss possible sites, which would take approximately five years to construct.

**Travis Crum is a reporter for The Herald-Dispatch. He may be reached by phone at 304-**

# Democrats debate Mueller strategy as findings loom

**The Associated Press**  
**WASHINGTON** — Congressional Democrats plotted strategy Saturday as they awaited the conclusions of Robert Mueller's Russia investigation, with senior lawmakers demanding full transparency and preparing for next steps if the results were favorable to President Donald Trump.  
 House Democrats conferred by phone to share what they knew about the probe and to discuss how to move forward. It was unclear when they would have more information from Attorney General William Barr, who received the report from Mueller on Friday. Barr was on pace to release his first summary on Sunday, people familiar with the process said.  
 In a call with 120 House Democrats, Speaker Nancy Pelosi said she would reject any kind of classified briefing on the report and that he

information must be provided to Congress in a way that would allow lawmakers to discuss it publicly. A person on the call described it on condition of anonymity because the session was private.  
 Pelosi told Democrats that the American people "deserve the truth," the person said. She has said that Barr's offer to provide Congress with a summary of conclusions was "insufficient."  
 Six committee chairmen also spoke on the call, reiterating the push for releasing the report and underlying documents.  
 The conclusion of Mueller's probe comes as House Democrats have launched several of their own into Trump and his personal and political dealings. And no matter what Mueller concludes, they say there is much more investigating to do.  
 "It's the end of the beginning

but it's not the beginning of the end," Delaware Sen. Chris Coons, a Democratic member of the Senate Judiciary Committee, said in a Saturday conference call, echoing his party's strategy moving forward.  
 Coons also issued a warning for his fellow Democrats, many of whom have pinned astronomical political hopes on Mueller's findings: "Once we get the principal conclusions of the report, I think it's entirely possible that that will be a good day for the president and his core supporters."  
 Democrats have said they have to see the full report from Mueller, including underlying evidence, before they can assess it. Those demands for information are setting up a potential tug of war between Congress and the Trump administration that federal judges might eventually have to referee.

## Pollen

From Page 1A

Many private weather services also offer their own projections. Peak pollen season is likely to hit the Ohio River Valley and Mid-Atlantic region around late April, according to AccuWeather forecasts released Thursday.  
 Although most allergy cases are manageable through any number of treatment methods, Shepherd advised consider-

ing seeking medical advice if symptoms are strong enough to interfere with sleep or daily life.  
 Seasonal allergies can sometimes be confused with a common cold, but itching and congestion, Shepherd explained, are tell-tale signs of allergies as opposed to another illness. Allergies rarely lead to other illnesses, though severe congestion may set the table for a sinus infection.  
 Shepherd advises that patients on seasonal allergy medications begin taking them

as early as Valentine's Day. Nasal rinses and showering can also remove allergens from the body, as can keeping windows and doors closed when inside.  
 Shepherd explained what anyone who has tried to sleep through allergy symptoms regretfully knows — it always feels worse at night. Worsening symptoms at bedtime are caused by a human's chronobiology. The body's natural daily cycle of steroid production, which combats inflammation, is at its lowest generally around 8 p.m. to 4 a.m.

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## Schools

that teacher could then bid on other positions in their certifi-

staff with less service time. A counselor who is stretched to

# AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,  
COUNTY OF CABELL, TO-WIT:

I, Shirley Watson, Advertising Executive  
for The Herald-Dispatch, state the advertisement for  
WV Development Office was published in The Herald-Dispatch  
1 time(s) starting March 24, 2019 and  
ending March 24, 2019.

Shirley Watson

Taken, subscribed and sworn to before me in said county  
this 20th day of March, 2019.  
My commission expires June 4, 2022.

Constance S. Rappold  
Notary Public  
Cabell County, West Virginia



### Fire

By Tom Ichniowski

It would be a tragedy if a fire in a school building caused a child to be injured or killed. In such a case, the fire department would be called to the scene to fight the fire and remove any injured children. But in a case like this, the fire department is not the only one that should be called. The fire department is also responsible for removing any hazardous materials from the scene. In this case, the fire department is also responsible for removing any hazardous materials from the scene.

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PHOTO BY AP/WIDEWORLD

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PHOTO BY AP/WIDEWORLD

PHOTO BY AP/WIDEWORLD

## Democrats debate Mueller strategy as findings loom

WASHINGTON — As the Justice Department's special counsel, Robert Mueller, prepares to release his report on the 2016 election, Democrats are debating the best strategy to respond. Some are calling for a full investigation, while others are calling for a more limited inquiry. The debate is expected to continue as the report is released.

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### Schools

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### Pollen

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**VOICE OF PUBLIC MEMBERS OF THE HOUSE OF REPRESENTATIVES**

The House of Representatives is the lower chamber of the United States Congress. It is composed of 435 members, each representing a congressional district. The House is responsible for passing legislation, approving or rejecting the President's appointments, and impeaching the President.

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<b>Speaker Pro Tempore</b> Charles W. Stenholm (R-TX)	<b>Minority Whip</b> Clayton E. Kopp (D-CA)
<b>Chief Clerk</b> Cynthia L. Johnson (D-CA)	<b>Secretary of the House</b> Cynthia L. Johnson (D-CA)

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# Busch grabs win No. 201 with another Truck Series victory

MARTINSVILLE, VA. (AP) — Kyle Busch remained undefeated in the Truck Series this season with yet another victory Saturday at Martinsville Speedway.

Busch has won all three Truck Series races he has entered this year, and his latest victory is the 201st national series win of his career. He is off to an unbelievable start to the season with seven wins — including back-to-back victories in the Cup Series — and his lowest finish in any race is sixth.

Busch now has 54 career victories in the Truck Series, but Saturday was just his second win in 10 career starts

at Martinsville in the No. 51 Toyota.

"It's cool to win at Martinsville and cool to get to take home a clock," Busch said of Martinsville's grandfather clock trophy.

But Busch was then told that his crew chief, Rudy Fugle, wanted the clock to commemorate his first Martinsville win. Busch has three previous clocks, two from Cup Series victories.

"This is his first win here at Martinsville; I've won here with two other crew chiefs, I think, so it's pretty cool to get Rudy his first win at Martinsville," Busch said. "Yes, he can have the clock."

Busch dominated and led 174 of 250 laps but a caution with eight laps remaining set up one last restart. Busch took off with three laps to go and cruised to the win, under caution, because of an accident on the final lap.

Ben Rhodes finished second and was followed by Brett Moffitt, Ross Chastain and Stewart Friesen.

Rhodes scored his best career finish at Martinsville and was grateful to race against Busch, particularly on the final restarts.

"We got beat by the best in the business," Rhodes said. "It was fun following



Kyle Busch celebrates career win 201 following the NASCAR Gander Outdoors Truck Series race at Martinsville Speedway in Martinsville, Va. Saturday.

AP PHOTO

him and seeing how he was pacing himself, that's something I've

struggled with in the past. Any time you can restart next to that guy, I

try to log it in my memory bank so I can get him next time."

# Preece hopes short track background helps at Martinsville

MARTINSVILLE, VA. (AP) — Ryan Preece is a rookie struggling to find his rhythm at NASCAR's top level. But as the series shifts to Martinsville Speedway, the first short track on the schedule, Preece may have a slight advantage on some of his competition for the first time this season.

Preece took an unconventional path to the Cup Series and established himself on short tracks across the Northeast. The Connecticut native eased into NASCAR via the Whelen Modified Tour, where he won 22 races and the 2013 series championship.

His first win in that series? At Martinsville, of course.

"I expect that we should show really well and at least be running top 10 and hopefully get a top five by the end of the weekend," Preece said of his hopes for Sunday's race.

Martinsville, at 0.526 miles, is the shortest track on the Cup sched-

ule and the only circuit visited every year since NASCAR's 1948 formation. It's referred to as "The Paperclip" for its combination of long straightaways and flat, narrow turns, and drivers must master a hard brake then transition into a smooth acceleration to find any sort of success.

It was an eye-opener in Saturday's first practice for Corey LaJoie, who lost his brakes entering a turn and destroyed his primary car.

"There is no coffee strong enough that will wake you up like losing brakes into Turn 1 at Martinsville. It's not a good feeling," LaJoie said as his backup car was unloaded from the team truck.

"It's unfortunate because small teams like ours, we don't really bring a backup that's fully ready to go, so my guys have a lot of work ahead of them. I'll probably pitch in and help a little bit, but, obviously, our backup is not going to be as good as the



AP PHOTO

Ryan Preece passes through the garage area during practice at Martinsville Speedway in Martinsville, Va., on Saturday.

car that we choose and bring as our primary."

Preece also drives for a small team, JTG Daugherty Racing, but believes Martinsville will be a strong spot for the two-car organization. Ad Allmendinger drove the No. 47 Chevrolet until Preece replaced him this year and Allmendinger had five top-10 finishes in 10 Martinsville races with

the team. Allmendinger finished second in this race in 2016.

Preece is admittedly most comfortable on short tracks. In the Xfinity Series, Preece logged six top-10 finishes on tracks one mile or shorter and won at Iowa Speedway and Bristol Motor Speedway the last two years.

Those Xfinity races got him to the Cup Se-

ries, and now he's eager to jump-start his season. Preece finished eighth in the season-opening Daytona 500, where he was lauded for his evasive maneuver through a huge accident scene, but crashed at Atlanta and Phoenix. He was 23rd last weekend at California.

But Martinsville kicks off two short tracks in three weeks for NASCAR, and Preece believes this stretch can jump-start his season.

"Definitely short tracks like Martinsville, Bristol, New Hampshire, those are kind of in my wheelhouse," he said.

"It's something I've been doing for a long time. When it comes to the restarts and all those moments of being aggressive, it's something that I enjoy doing."

"It's what most of us that come through the ranks grow up doing — heavy braking, getting the car turned, being able to drive off the corner, pick the throttle up as quick as possible.

These (recent) mile-and-a-halfs, that's just a different package where you're on the throttle so much, it's kind of outside the nature of what I'm used to doing. Going to a place like Martinsville, and I would say even the next few races, it's going to be very familiar to what my background is."

Only nine drivers in the field Sunday have previous Cup wins at Martinsville, including Clint Bowyer, the defending race winner who led Stewart-Haas Racing teammates Daniel Suarez and Eric Almiral as the three fastest drivers in Saturday's morning practice.

Jimmie Johnson leads all active drivers with nine Martinsville victories, while Kyle Busch won in 2016 and 2017 and goes into Sunday's race coming off consecutive Cup victories. His win last week at California was the 200th national series victory Busch, who is NASCAR's only two-time winner to date this season.

# Team Penske's Power to start on pole at IndyCar Classic

AUSTIN, TEXAS (AP) — Will Power topped qualifying once again. Now he has a chance to turn pole position into a tidy little payday if he can drive to another victory.

The Team Penske star earned career pole No. 56 Saturday at the inaugural IndyCar Classic at the Circuit of the Americas, edging Andretti Autosport teammates Alexander Rossi and Ryan Hunter-Reay.

Sixteen of Power's 35 career victories have come from pole position. Do it again Sunday and he'll earn a \$100,000 bonus. But the Australian said he's eyeing an even bigger prize: a season championship to match his 2014 IndyCar crown.

"I want the \$1 million

race," Herta said. IndyCar is racing for the first time at the track built for Formula One in 2012. After two days of preseason testing last month and two days of practice and qualifying this week, the drivers think the 3.41-mile track, one of the longest of the IndyCar season, could produce some wild racing as tires wear out quickly with no track limits in the turns.

The biggest impact

will be on Turn 19, where drivers will be allowed to swing wide into the runoff area. That will help cut lap times by 0.2 to 0.3 seconds.

Some drivers like it. Some don't. Several had trouble negotiating the turn on Saturday.

"I'm not a fan of track limits. That's why I like racing in America, because you don't really have track limits. You go off in this grass, gravel or wall," Rosen-

qvist said.

"I'm kind of a fan for opening it up. You know it's going to be the same for everyone. They're not going to look at this guy was one millimeter over the line or not, which is a bit ridiculous."

Team Penske's Simon Pagenaud questioned whether it's safe. His qualifying session ended early after Tony Kanaan ran wide into the gravel on Turn 19 to bring out a red flag.

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## Sunshine Tours

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### 2019 TOUR SCHEDULE

Date	Tour	Per Person Price
Apr 1-7	** Travel Like A Rock Star	1295
Apr 5-6	** "Icons" / Lancaster, PA	350
Apr 8	Hillmore House / Festival of Flowers	190
Apr 20	Snake Casino & Resorts / Bethlehem, PA	295
Apr 12-14	** Washington DC / Cherry Blossom Festival	450
Apr 18-20	Charleston / Savannah / Jekyll Island	1175
Apr 18-May 4	** Southwest & California / Motorcycling	1775
Apr 19-20	QVR Studio Factory Tour	225
Apr 20	** "A Bronx Tale" / Charlotte	150
Apr 20	** "Biltmore House" / Festival of Flowers	190
Apr 22-May 2	Texas "The Lone Star State"	4795
Apr 20	Harrah's Casino / Cherokee, NC	40
May 1-4	All About Atlanta	695
May 3-5	Washington DC / Our Nation's Capital	425
May 5-5	New York City / Springtime	995
May 4	** Song of the Mountains / Marion VA	60
May 4	Bills Graham Library / Botanical Gardens	85
May 6	** Andy Griffith's Mayberry / Mt. Airy, NC	65
May 7-10	Cape May New Jersey	795
May 7-10	** Fall Festival / Holland, Michigan	675
May 7-10	San Francisco, CA / Pacific Northwest	2995
May 8	** Stanley Springs Inn / Pecos Pinnacles	65
May 11	** North Carolina Zoo / Asheville, NC	80
May 15-18	** Creation Museum / Ark Encounter	595
May 15	Andy Griffith's Mayberry / Mt. Airy, NC	65
May 18-18	** "Icons" / Lancaster, PA	325
May 18-19	Tanger Island / Monticello	295
May 19-25	** Branson / America's Music Show Capital	1325
May 20-22	Snake Casino & Resorts / Bethlehem, PA	295
May 20	Harrah's Casino / Cherokee, NC	40
May 20-26	Bostball / Texas Stadium	1225
May 24	** "A Tower Walk with Percy Cline"	185
May 25-27	Nashville, TN / Music City, USA	525
June 1-8	Casco, Captiva & Conroy side	1775
June 2-7	** Mystery Tour ...SSHH! It's A Secret	995

**AFFIDAVIT OF PUBLICATION  
THE REGISTER-HERALD  
RALEIGH COUNTY, WEST VIRGINIA**

STATE OF WEST VIRGINIA  
COUNTY OF RALEIGH, to wit:

I, Shaun Wood, of The Register-Herald,  
a daily newspaper published in Raleigh County,  
West Virginia, do Certify that the advertisement  
attached hereto under the caption:  
Notice of Public Hearing-FY 2019 Annual Action Plan and Amended Citizen  
Participation Plan  
was published the following day:  
March 24<sup>th</sup> in the year 2019

Publication Fee \$209.63

Signed:

Shaun Wood. 4-1-19

Taken, subscribed and sworn before me this  
1st day of April, 2019.

My Commission expires August 29, 2023

Donella Soars







AP photo

Former Texas congressman Beto O'Rourke shakes hands during a campaign stop Wednesday at a brewery in Conway, N.H. O'Rourke announced last week that he'll seek the 2020 Democratic presidential nomination.

# New Hampshire voters fill in blanks on O'Rourke candidacy

BY HUNTER WOODALL  
Associated Press

CLAREMONT, N.H. (AP) — Beto O'Rourke leaves room for voters to decide for themselves what he is and what he could be.

He's Bobby Kennedy and Barack Obama. He's nothing new. He'd be a great vice president. He's a man whose candidacy will be a melted candle in a matter of months. He's exactly what this nation needs.

In interviews with more than 30 voters as O'Rourke campaigned for president in New Hampshire this week, the former Texas congressman meant conflicting things to different voters, though passion, one way or the other, was much more common than any semblance of passivity.

There's still plenty of time before the state's first-in-the-nation primary, and O'Rourke has a lot of convincing to do if he wants to make a dent in the large 2020 Democratic primary field.

"We're blessed with so many good candidates," said Kathleen O'Donnell, a 55-year-old attorney, as she waited through an hourlong delay for O'Rourke to arrive for his first event over a two-day visit. "So, it's like, well, why are you doing this?"

The O'Rourke experience, as it rolled through New Hampshire, happened the way some Democrats fear has become the candidate's trademark: He can play it "too cute," they say, with his informal style and approach

to social media and campaigning.

Skeptics acknowledged, though, that he's the kind of guy voters know they've seen before but want to see again. The concerns are there, however. Light on policy, high on charisma.

O'Rourke is clearly very bright, said 77-year-old retired teacher Linda Fuenf. He knows how to move people, how to charm people.

"And he's very appealing," she said. "But I have no idea, really, what his substance is. So, I'm just not going to let myself go for him just because I like him."

If criticism of any kind bothers O'Rourke, he doesn't show it.

"I'm trying to do better," he told a crowd of reporters, a common refrain from event to event.

Some saw that as a cop-out, a mumble move from a novice candidate.

Others saw it as another sign of authenticity, the kind they find from a man who will stand on a chair and talk to a crowd that has spilled out from an at-capacity venue in the hope of getting what they came to see.

They don't mind that he lost the U.S. Senate race in Texas to Republican Ted Cruz last fall and is now running for president. The loss comes off to them like a proud battle scar rather than a mortal wound for the future.

New Hampshire voters have long memories. They're willing to fall in love, but not right away. They've been burned before and know it could happen again.

# Planet savior or horror show?

## Green New Deal inflames debate on both sides of the aisle

BY MATTHEW DALY  
Associated Press

WASHINGTON (AP) — To Democratic supporters, the Green New Deal is a touchstone, a call to arms to combat climate change with the full measure of the nation's resources and technological might. "A mission to save all of creation," in the words of Massachusetts Sen. Edward Markey, one of the plan's lead authors.

To Republican opponents, the much-hyped plan is a dystopian nightmare, a roadmap to national bankruptcy in pursuit of zealous environmentalism. "A big green bomb" for the economy, says Sen. John Barrasso of Wyoming.

Lost in the clamor is the reality that, if passed, the Green New Deal would require the government to do absolutely nothing. It exists only as a nonbinding resolution because Democrats have yet to fill in the potentially treacherous details of how to pay for the Green New Deal, how to carry it out and what, exactly, it will do.

Announced to great fanfare in February, the Green New Deal calls for a "10-year national mobilization" on the scale of the original New Deal to shift the U.S. economy away from fossil fuels such as oil and coal and replace them with renewable sources such as wind and solar power. It calls for meeting "100 percent of the power demand in the United States through clean, renewable and zero-emission energy sources," including nuclear power.

The plan has broad support among Democratic activists, and all six of the 2020 presidential contenders serving in the Senate have signed on as co-sponsors, putting it at the forefront of the party's sprawling primary race.

Republicans have mocked the Green New Deal as a progressive pipedream that would drive the economy off a cliff and lead to a huge tax increase. They call it more evidence of the creep of "socialism" in the Democratic Party, along with "Medicare for All" and a sweeping elections reform package that would allow public financing of congressional campaigns.

Senate Majority Leader Mitch McConnell of Kentucky, who has scheduled a vote on the resolution next week, has led the GOP's assault on the Green New Deal, jabbing at it repeatedly at news conferences and in floor speeches.

"Just a good old-fashioned,



AP file photo

U.S. Rep. Alexandria Ocasio-Cortez, D-New York, waves to the crowd after speaking at the Women's Unity Rally on Jan. 19 in Lower Manhattan in New York. To Democratic supporters, the Green New Deal she co-sponsors is a touchstone and a call to arms to combat climate change. To Republican opponents, it's zealous environmentalism, a roadmap to national bankruptcy. Lost in the clamor is the reality that, if passed, the much-hyped Green New Deal would require the government to do absolutely nothing.

state-planned economy. Garden-variety 20th-century socialism," McConnell said in a recent speech. "Our Democratic colleagues have taken all the debunked philosophies of the last hundred years, rolled them into one giant package, and thrown a little 'green' paint on them to make them look new."

Utah Rep. Rob Bishop went further, calling the proposal "tantamount to genocide" for rural America and warning it could outlaw hamburgers, among other things.

In truth, the text of the resolution makes no reference to banning cows, but Rep. Alexandria Ocasio-Cortez of New York — the main Democratic co-sponsor with Markey — has said in interviews that the U.S. has "got to address factory farming" to combat climate change.

McConnell and other Republicans frequently cite a whopping \$93 trillion price tag for the resolution, a figure derived from a right-leaning think tank that even its author says is overly precise. President Donald Trump has rounded that up to \$100 trillion and warns it would "shut down American energy."

The attacks have succeeded in putting Democrats on the spot, with some backing the resolution, others downplaying it as aspirational and those in positions of power — such as House Speaker Nancy Pelosi — calling it one proposal among

many to address climate change.

Ocasio-Cortez and the other backers are undeterred. They insist the nation can eliminate carbon emissions by 2030 — a target most experts call unrealistic — and say a transformation of the nation's energy use is simply a matter of political will.

"Leader McConnell thinks the Green New Deal is just a resolution, but the Green New Deal is a revolution," said Markey. "The Green New Deal has struck a powerful chord in this country, and it is igniting the movement of young people who are ready to make this the organizing issue for their generation."

The plan goes far beyond energy to urge national health care coverage and job guarantees, high-quality education and affordable housing, as well as "upgrading all existing buildings in the United States" to be energy-efficient.

In calling for a vote, McConnell hopes to test how far Senate Democrats — including the presidential candidates — are willing to go to accede to the party's newly empowered liberal wing, at the risk of leaving moderate voters behind.

Major labor unions, traditionally aligned with Democrats, oppose the plan. The AFL-CIO says it makes promises "that are not achievable or realistic," adding that the union "will not stand by and allow threats to our mem-

bers' jobs and their families' standard of living go unanswered."

Democrats hope to thwart McConnell by voting "present" on the resolution. The idea is to signal their disgust at what they call a "slam" vote that seeks to quash public debate by blocking public hearings or expert testimony about the consequences of inaction on climate change.

"We know they don't like the Green New Deal," Senate Democratic leader Chuck Schumer said of Republicans. "But what is their plan then?"

Jason Grumet, president of the independent Bipartisan Policy Center, said climate change has inspired "magical thinking" on both sides of the political divide.

"Most members of the Republican Party believe that climate change is real but tend to avert their eyes when people say it's not, because why pick up the fight?" Grumet said at a Senate hearing this month.

And most Democrats "know we're not going to eliminate fossil fuels in 10 years or go to 100 percent renewables" as power sources, he said. "But they kind of avert their eyes because that's where the energy of the party is and nobody wants to be on the wrong end. And we just end up ceding to the edges" of both parties.

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*2019 Annual Action Plan*

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Martinsburg, WV 25401

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THE STATE OF WEST VIRGINIA  
COUNTY OF BERKLEY

The foregoing instrument was acknowledged  
before me this 3 April 2019 by

*S Phillips*

My commission expires *Apr 29 2023*

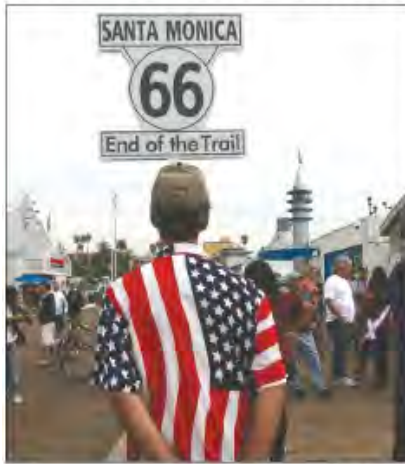
*Carol Bush*

Notary Public





# Last Grants Coming for Endangered Route 66 Program



AP File Photo

Santo Plescia looks at the "End of the Trail" sign for Route 66 on the Santa Monica Pier in Santa Monica, Calif.

ALBUQUERQUE, N.M. (AP) — An endangered federal program that has helped preserve the historic Route 66 Highway for two decades has issued its last call for grants aimed at saving aging buildings and landmarks.

The Route 66 Corridor Preservation Program is accepting grant applications until April 12, and it's not clear if Congress will continue the project after that. The program is set to end in the fall, and no agreement has been reached to keep it going.

At risk are millions of dollars in cost-share grants aimed at reviving old tourist spots in struggling towns.

The program has helped finance projects like the rehabilitating parts of the historic Rialto Theatre in Winslow, Arizona, and the Rock Cafe restoration in Stroud, Oklahoma. It's administered by the National Park Service.

"Failing to reauthorize this funding would do real damage to the 'Main Street of Ameri-

ca,' hurting small businesses that have been left behind and leaving landmark locations to fall into disrepair," U.S. Sen. Tom Udall, D-New Mexico, said in a statement.

Udall said that's what he co-sponsored a proposal with Sen. Jim Inhofe, R-Oklahoma, that seeks to designate Route 66 as a National Historic Trail. The bipartisan bill would amend the National Trails System Act and include Route 66 in an effort to help revitalize cities and small towns along the historic corridor. That bill is moving through Congress.

U.S. Rep. Deb Haaland, D-Albuquerque, who is a member of Laguna, Pueblo,

said she remembers traveling along Route 66 as a child to visit her grandparents.

"The Route 66 Corridor Preservation Program is responsible for injecting economic activity into our City by preserving places like the El Vado Motel and the iconic neon signs that run up and down (Albuquerque's) Nob Hill," Haaland said.

Haaland said she's working with colleagues to look into "legislative options to funding a sustained source of funding for preserving Route 66."

Route 66, also called the "Mother Road," was born in 1926 after the Bureau of Public Roads launched the nation's

first federal highway system, bringing together existing local and state roads from Chicago through St. Louis to Los Angeles. Small towns opened shops, motels and gas stations to pump revenue into local economies just as the nation's car culture took off.

One of the first roads in the U.S. highway system, it spanned more than 2,400 miles. The highway ran through eight states, connecting tourists with friendly diners in small towns.

The route changed a number of times through the years. It eventually became less of a destination thanks to new interstate highways.

## NOTICE OF PUBLIC HEARINGS-FY 2019 ANNUAL ACTION PLAN AND AMENDED CITIZEN PARTICIPATION PLAN

The West Virginia Development Office (WVDO) and the West Virginia Housing Development Fund (WVHDF) are conducting public hearings concerning the State of West Virginia's Draft FY 2019 Annual Action Plan (AAP) and Amended Citizen Participation Plan (CPP). The AAP and CPP will be submitted to the U.S. Department of Housing and Urban Development (HUD) within 60 days after the date 2019 allocations are announced, but no later than August 16, 2019.

The purpose of the AAP is to guide the expenditure of funds for housing and community development in non-entitlement areas. The following programs and estimated funding allocations are included in the AAP: Community Development Block Grant (CDBG) \$13.6 million; HOME Investment Partnerships Program (HOME) \$5.2 million; Housing Trust Fund (HTF) \$3 million; Emergency Solutions Grant (ESG) \$1.5 million; and Housing Opportunities for Persons with AIDS (HOPWA) \$450,000. Please note, all proposed activities' budgets are estimates and will be proportionally increased or decreased from the estimated funding levels to match actual allocation amounts. The CPP establishes policies and procedures for citizen participation, which are designed to maximize the opportunity for citizen participation in the community development process for the CDBG, HOME, HTF, ESG, and HOPWA programs. The AAP and CPP will be available on the WVDO website at <https://wvdo.org/> resources, the State's 11 Regional Planning and Development Councils, and by calling the WVDO at (800)982-3386. A 30-day comment period will begin on April 1, 2019 and conclude on May 2, 2019. Comments will be received in the WVDO at the address below, attention Ryan Halsey, or submitted via email to [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov) until the close of business on May 2, 2019.

Public hearings will be held to review the both plans and receive written and verbal comments. Hearings will also include information regarding HUD's Fair Housing and Section 3 rules.

### AGENCY CONTACTS

James Bush, CDBG Program Rally Workers, Outreach Program WV Development Office 1900 Kanawha Blvd., East Building 3, Suite 700 Charleston, WV 25305 (304)558-2234 <a href="http://www.wvdo.org">www.wvdo.org</a>	Catherine Cobby, HOME/HTF Programs WV Housing Development Fund 5710 MacCorkle Ave. S.E. Charleston, WV 25304 (304)981-8663 <a href="http://www.wvdf.org">www.wvdf.org</a>	Lee Tabor, ESG/HOPWA Programs WV Development Office 1900 Kanawha Blvd., East Building 3, Suite 700 Charleston, WV 25305 (304)558-2234 <a href="http://www.wvdo.org">www.wvdo.org</a>
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### MEETING LOCATIONS

Wednesday, April 10, 2019 2:30 - 4:00 p.m. WV Housing Development Fund 3rd Floor Training Room 5710 MacCorkle Ave. S.E. Charleston, WV (304)981-8663	Thursday, April 16, 2019 9:00 - 5:30 p.m. WV Tech Robert C. Byrd Learning Building 3rd Floor, Room 322 Backley, WV (304) 929-8284	Thursday, April 25, 2019 2:30 - 4:00 p.m. Belmont-Morgantown Housing Authority Main Office 100 12th Street, Multi-Purpose Room Martinsburg, WV (304)335-0882
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All meeting sites are accessible to individuals with disabilities. Language assistance for persons who have limited English proficiency will be available with advanced notice. Please contact the WVDO for directions to meeting locations.



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## Bellaire and Surrounding Area... Health Services Still Available, and Then Some!

**The Bellaire Health Center** on Guernsey Street – formerly known as the *Belmont Community Health Center* – has many health care services to meet your everyday needs.

As you may know, Belmont Community Hospital will close April 5. Residents in the Bellaire-Shadyside and surrounding area may be concerned they now have to travel elsewhere to receive certain types of services the hospital used to provide. The good news is, many of those same services – plus some new ones – are offered at the Bellaire Health Center. Those services include:

- Lab Work/Blood Work
- Physical Therapy

- Podiatry (Dr. Fijalkowski, Dr. Kolenich)
- Cardiology



**The Intelligencer**  
**Wheeling News-Register**

**AFFIDAVIT OF INSERTION**

This is to certify that the advertisement for WV Development Office  
appeared in The Wheeling  
News-Register on March 24, 2019.

By: *Ben A. [Signature]*

Subscribed and sworn to me

This 1 day of April, 2019

*Crystal Coffield*

Notary Public



**From:** [Halsey, Ryan J](#)  
**To:** ["JasonHerts@regiononepdc.org"](#); ["eric@regiononepdc.org"](#); ["Jeff Johnson"](#); ["Lod S"](#); ["Kathy Elliott"](#); ["Lisa Wells"](#); ["Chris Chiles"](#); ["Colt@wvredn3.com"](#); ["Terry Martin"](#); ["SoJana Ellis"](#); ["John Tumble"](#); ["Lestey Taylor"](#); ["Cassandra Lawson"](#); ["Carol Jackson"](#); ["Luke Peters"](#); ["Tim Meeks"](#); ["Sheena Hunt"](#); ["Dave Gibson"](#); ["Shene White"](#); ["Cary Smith"](#); ["Jim Marshall"](#); ["Terry Lewis"](#); ["Pam Keelinger"](#); ["jacut@regiononepdc.org"](#); ["RTU CLARK"](#); ["Jennifer Wisniewski"](#); ["Scott Hicks"](#); ["AC Weisbe"](#); ["Barb Zimmo"](#); ["mikenap@hhtimes.org"](#)  
**Cc:** [Bush, James B; Goddard, Todd A; Sherry L Risk \(Sherry.L.Risk@wv.gov\)](#)  
**Subject:** State of West Virginia Draft 2019 Annual Action Plan and Citizen Participation Plan  
**Date:** Friday, March 29, 2019 4:46:00 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[2019 West Virginia Annual Action Plan Draft.pdf](#)  
[2019 West Virginia Citizen Participation Plan Draft.pdf](#)

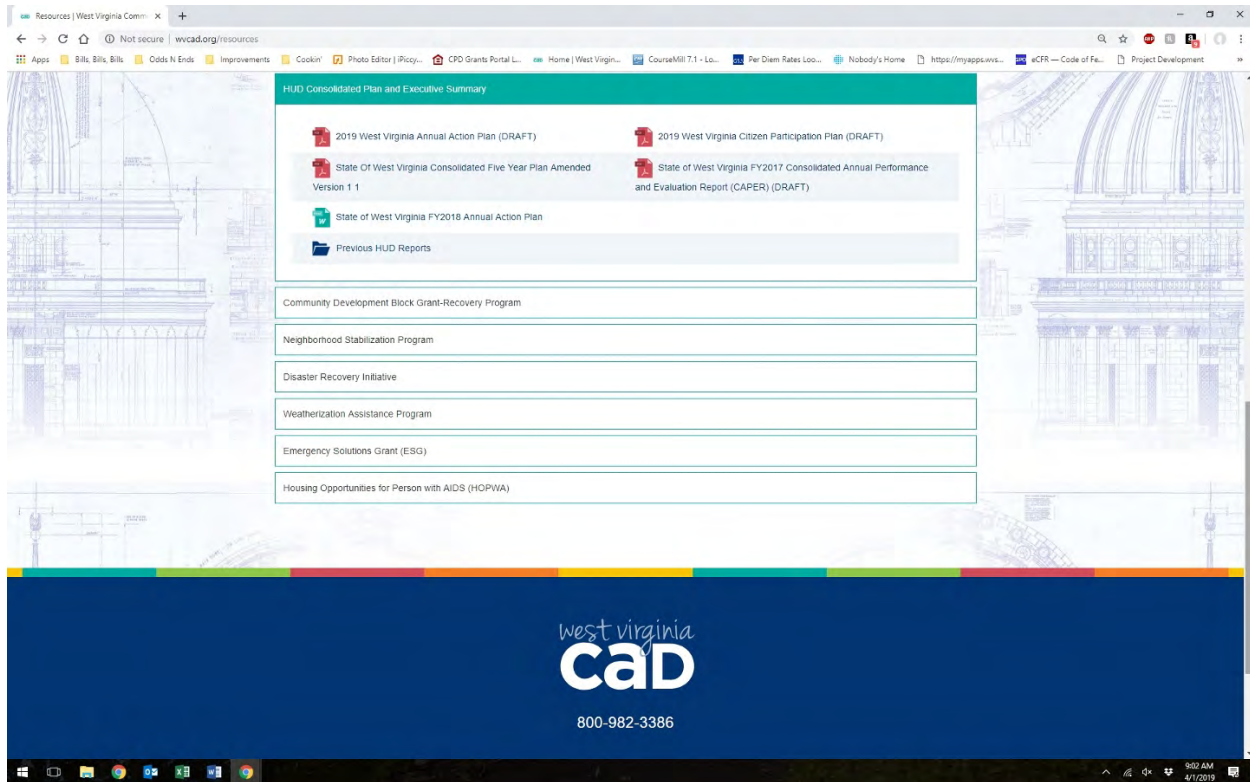
Good Afternoon, Directors, Project Administrators, and Other RPDC Staff.

Attached to this email is a copy of the State of West Virginia's Draft 2019 Annual Action Plan and amended Citizen Participation Plan. To foster as much citizen participation as possible, please make these documents available in your office and forward to each municipality in your region. The West Virginia Development Office (WVDO) and West Virginia Housing Development Fund (WVHDF) will co-host three public hearings regarding these documents during the month of April. Please considering attending one of the public hearings listed below:

MEETING LOCATIONS		
Wednesday, April 10, 2019 2:30 – 4:00 p.m. WV Housing Development Fund First Floor Training Room 5710 MacCorkle Ave. S.E Charleston, WV 25304	Tuesday, April 16, 2019 4:00 - 5:30 p.m. WVU Tech Robert C. Byrd Learning Building 3 <sup>rd</sup> Floor, Room 322 Beckley, WV 25801	Thursday, April 25, 2019 2:30 - 4:00 p.m. Fairmont-Morgantown Housing Authority Main Office 103 12 <sup>th</sup> Street, Multi-Purpose Room Fairmont, WV 26554

Should you have any questions, comments, or concerns feel free contact me via email or by phone at (304) 558-2234. Thank you.

**Ryan Halsey** | CDAG Project Manager  
 Community Advancement and Development  
 A Division of the West Virginia Development Office  
 1900 Kanawha Boulevard East  
 Building 3, Suite 700



STATE OF WEST VIRGINIA  
 FY 2019 ANNUAL ACTION PLAN AND CITIZEN  
 PARTICIPTION PLAN AMENDMENT PUBLIC HEARING

WV Housing Development Fund  
 Wednesday, April 10, 2019

<b>Welcome-Opening Remarks</b>	
<b>2:30 p.m.</b>	Sherry Risk, CDBG Project Manager Ryan Halsey, CDBG Project Manager Tony O'Leary, CDBG Broadband Project Manager  WV Development Office Community Development Block Grant Program (CDBG)
<b>2:50 p.m.</b>	Cathy Colby, HOME Program Manager  West Virginia Housing Development Fund HOME Investment Partnerships Program Housing Trust Fund (HTF)
<b>3:10 p.m.</b>	Lee Tabor, ESG and HOPWA Programs Manager  West Virginia Development Office Emergency Shelters Grant Program (ESG) Housing Opportunities for Persons with HIV/AIDS Program (HOPWA)
<b>3:30 p.m.</b>	Program Q & A
<b>4:00 p.m.</b>	<b>Closing Remarks</b> <b>Thank You for Your Participation!</b>



**2019 Program Year  
State of West Virginia  
Community Development Block Grant - CDBG Program**

The Community Development Block Grant (CDBG) Program is funded by the U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974.

The primary objective of this program is the development of viable urban communities by providing affordable housing, a suitable living environment and expanding economic opportunities for low- to moderate-income individuals and households. The West Virginia Development Office is responsible for the administration of these funds.

While CDBG funding is primarily utilized for the development of water and sewer infrastructure, the WVDO recognizes that broadband infrastructure is a critical factor in West Virginia's ability to compete for economic development and job creation opportunities as communities and economies become more connected.

Broadband enables individual users and businesses to accomplish more, in less time, connecting people and ideas faster. CDBG funding will be used to assist West Virginia communities in the development and completion of broadband planning and infrastructure projects.

Further, where low- and moderate-income residents are at risk of natural hazards, States must consider ways to incorporate appropriate hazard mitigation and resilience into community planning, and development goals. These planning considerations reflect two important community development needs.

The State will adjust allocation amounts as necessary within each category to align with demonstrated needs and to ensure that all CDBG funding is allocated in an efficient and effective manner. Funds more than demonstrated needs at the end of each CDBG funding cycle will be returned to an "available status" and may be used to fund applications in other categories.

For Program Year 2019, the State anticipates an allocation **\$13,591,796** in CDBG funds from HUD. Program Year 2019 funds are proposed to be distributed as follows:

<b>Total Allocation</b>	<b>\$ 13,591,796</b>
State Administration (2% of Allocation + \$100,000)	\$ 371,835
Technical Assistance (1% of Allocation)	\$ 135,917
Total Available for Projects	\$ 13,084,044

### PY 2019 WATER-SEWER PROJECTS

All applications for CDBG funding are reviewed to determine compliance with at least one of the following National Objectives:

1. Benefit to low- to moderate-income persons;
2. Eliminate slums and blighted conditions; or
3. Serve an urgent need.

The State further reviews all applications according to the following main objectives:

1. Elimination of any health issues;
2. Readiness to proceed; and
3. Geographic distribution.

For reference, during the PY 2018 funding cycle, the Development Office received **44** proposed project applications representing more than **\$51 million** in requests for the **approximate \$13 million** available for CDBG funding. CDBG funds requested and other leveraged funds pursued totaled more than **\$157 million**. Applications by project category are as follows:

PY 2018 Applications Submitted	44
Water Projects	25
Sewer Projects	13
General Community Development	6

Projects were selected based upon review for eligibility in accordance with the National Objectives. Further consideration consists of a review of the health issues, readiness to proceed, availability of other funding, and geographic distribution. All projects selected will benefit low- to moderate-income areas of West Virginia.

These projects will leverage nearly **\$18 million** from other local, state and federal resources. These sources include local funds, and a combination of grants and loans obtained through the IJDC, West Virginia Department of Environmental Protection-Clean Water State Revolving Loan Program, West Virginia Bureau of Public Health-Drinking Water State Revolving Loan Program, the U.S. Department of Agriculture-Rural Development (USDA-RD), and the U.S. Army Corps of Engineers.

All CDBG funded projects represent a continuing commitment to improving the quality of life for all West Virginians through investment in safe and reliable infrastructure systems and by addressing critical community needs.

As always, the needs presented by all applicants far exceed the amount of funding available. The following is a list of CDBG awarded projects in Program Year 2018.

**PY 2018 WATER-SEWER PROJECTS**

<b><u>Applicant</u></b>		<b><u>PY 2018</u></b>
1. Bradshaw, Town of	Sanitary Sewer Upgrade	\$ 1,500,000
2. Burnsville, Town of	Wastewater Collection System Rehab	\$ 1,500,000
3. Cameron, City of	WWTP & Sewer Separation Improvements	\$ 955,000
4. Fayette Co. Commission	Deep Water Powellton Water Upgrades	\$ 1,500,000
5. Jaeger, Town of	Region Sewer Project Phase I	\$ 1,300,000
6. Pine Grove, Town of	Phase III Sanitary Sewer Improvements	\$ 1,030,044
7. Ronceverte, City of	Water Distribution System Rehab	\$ 1,500,000
8. Wyoming Co. Commission	Upper Huff Creek Waterline Ext.	\$ 1,389,000
<b><u>Total PY2018 Water and Sewer Infrastructure Project Awards</u></b>		<b><u>\$ 10,674,044</u></b>

**PY 2018 BROADBAND DEVELOPMENT PROJECTS**

<b><u>Applicant</u></b>		<b><u>PY 2018</u></b>
1. Brooke CC	Two County (Hancock) Feasibility Study	\$ 125,000
2. Grant CC	Countywide Feasibility Study	\$ 75,000
3. Jefferson CC	Countywide Feasibility Study	\$ 75,000
4. Lewis CC	Infrastructure Buildout	\$ 500,000
5. Marshall CC	Tri-County Feasibility Study	\$ 125,000
6. Mason CC	Countywide Feasibility Study	\$ 75,000
7. McDowell CC	Infrastructure Expansion	\$ 630,000
8. Mercer CC	Infrastructure Expansion	\$ 155,000
9. Nicholas CC	Infrastructure Phase II	\$ 500,000
10. Pocahontas CC	Countywide Feasibility Study	\$ 75,000
11. Wayne CC	Countywide Feasibility Study	\$ 75,000
<b><u>Total PY2018 Broadband Development Project Awards</u></b>		<b><u>\$ 2,410,000</u></b>

**2018 DISASTER RECOVERY AND RESILIENCE PROJECTS**

No applications submitted for this funding category as of April 1, 2019.



# FY 2019 CDBG Broadband Development Program

[Broadband.wv.gov](http://Broadband.wv.gov)  
[WVBroadbandCouncil@wv.gov](mailto:WVBroadbandCouncil@wv.gov)

The Community Development Block Grant (CDBG) program is administered by the State of West Virginia under the guidelines of the U.S. Department of Housing and Urban Development (HUD). All projects funded through this program must fulfill one of three HUD National Objectives, to:

1. Benefit low- to moderate-income persons;
2. Aid in the elimination of slum or blight; and/or
3. Meet an urgent need due to a serious and immediate threat to health and welfare.

The State has identified three primary community development objectives, through which CDBG will:

1. Support local government efforts to provide affordable infrastructure systems;
2. Support local community efforts to assist low- to moderate-income citizens to achieve an improved quality of life; and
3. Support job creation and retention efforts.

In 2016, HUD directed States to evaluate the availability of broadband among low- to moderate-income citizens and to expand broadband access through its rule, "Modernizing the HUD Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Hazards." Recognizing that broadband connectivity is essential for economic success, the West Virginia Development Office (WVDO) has partnered with the West Virginia Broadband Enhancement Council (the Council) to develop the CDBG broadband program with a primary emphasis on the extension of broadband to unserved and underserved communities. These areas may align with CDBG priorities for low- to moderate-income residents.

## FY 2019 Funding

The State of West Virginia is expected to receive approximately \$13.5 million in FY 2018 CDBG funding. The WVDO intends to dedicate approximately \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles, with the first application deadline of September 30, 2019. These dedicated funds are subject to adjustment.

A second application cycle may be added in the Spring of 2020. Units of local government, Regional Planning and Development Councils and Economic Development Authorities will be notified if an additional funding cycle is established.

## Project Development Strategies

Broadband projects may be completed in phases. CDBG funding may be dedicated to projects which:

1. Assist in planning, analysis, and assessment and construction activities that further the strategic deployment of broadband across the State;
2. Invest in projects that leverage other Federal, State, and local funding in the deployment of broadband infrastructure; and
3. Provide funding for broadband pilot and demonstration projects that provide for the innovative deployment and installation of broadband facilities and infrastructure.

## Eligible Activities

Eligible activities for this funding, include but are not limited to, the following:

1. Extension of existing service into underserved and unserved areas.
2. Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks and business incubators.
3. Installation of fiber backbone to assist in broadband deployment.
4. Expansion of wireless broadband coverage into underserved or unserved areas.
5. Planning for the above.



## Project Types and Funding Levels

The WVDO will consider applications for planning, analysis, and assessment and construction activities that further the strategic deployment of broadband throughout the State. The following categories are included in the program:

**Planning Only Grants (§570.205):** Broadband planning grants are designed to enable local governments to conduct the assessments needed to develop effective strategies for the construction of broadband infrastructure within the following ranges:

- + \$30,000 - \$50,000 for Municipal Applicants.
- + \$50,000 - \$75,000 for Counties Applicants.
- + \$75,000 - \$125,000 for Regional Applicants.

**Construction Grants (§570.201-204):** Broadband construction grant applications must meet HUD requirements for Low- to Moderate-Income (LMI) benefit. Construction grant applications must be supported by a comprehensive community broadband plan as outlined above. Upon qualification under HUD LMI guidelines, funds may be used for project-specific engineering, permitting, acquisition, construction, inspection, legal services, project administration and other requirements, according to State CDBG program design requirements.

*Construction Grant Maximum: \$1,250,000.*

**Pilot or Demonstration Grants:** The State will consider broadband pilot and demonstration projects that provide for the innovative deployment and installation of broadband facilities and infrastructure.

*Pilot or Demonstration Grant Maximum: \$500,000 with a broadband plan as indicated above.*

**Matching Grants:** The State will invest in projects that leverage other federal, state, and local funding in the deployment of broadband infrastructure. CDBG funds may be matched to eligible projects also funded by other state, federal and private sources.

*Matching Grant applications may represent the amount or percentage required by the funding agency.*

## General Guidelines

All CDBG regulations and any amendments shall apply as provided in the federal regulations governing the CDBG program. Highlights include:

1. **Procurement:** All State and Federal procurement regulations apply.
2. **Environmental Review:** All HUD CDBG environmental review regulations apply.
3. **Labor Requirements:** Davis-Bacon wage rates apply.
4. **Low-Moderate Income Data:** Current HUD income guidelines apply.
5. **Matching Fund Requirements:** Matching funds are not required. The WVDO reserves the right to establish a match requirement in future funding announcements.
6. **Period of Performance:** Planning projects must be complete within one year. Construction projects must be completed within two years.
7. **Reporting Period:** Job creation goals must be achieved within two years of project completion.

All projects are subject to applicable CDBG regulations, including but not limited to 24 CFR Part 570, Sub-Part I, as amended or revised, and subject to the scope of the State of West Virginia's CDBG Policies and Procedures Manual and other Program Guidelines, as amended.

All broadband maps, reports and data inventory associated with CDBG grants are considered public information and will become property of the State of West Virginia and the West Virginia Broadband Enhancement Council.

## Agency Contacts

**West Virginia Broadband Enhancement Council**  
Robert Hinton, Chairman  
[rhinton@wvpublicdata.com](mailto:rhinton@wvpublicdata.com) | 304-472-1757

**West Virginia Development Office**  
Kelly Workman, Development Manager  
[kelly.a.workman@wv.gov](mailto:kelly.a.workman@wv.gov) | 304-957-2077

Tony O'Leary, Project Manager  
[tony.m.oleary@wv.gov](mailto:tony.m.oleary@wv.gov) | 304-957-2043

**West Virginia Office of GIS Coordination**  
Tony Simental, State GIS Coordinator  
[tony.a.simental@wv.gov](mailto:tony.a.simental@wv.gov) | 304-957-2025

# Emergency Solutions Grant (ESG)

The **EMERGENCY SOLUTIONS GRANT (ESG)** provides funding to sub-recipients for six program components including Street Outreach, Emergency Shelter, Rapid Re-housing, Homelessness Prevention, Homeless Management Information Systems (HMIS) and Administration.

## PROGRAM COMPONENTS

**Street Outreach** includes activities related to reaching out to unsheltered homeless individuals and families, connecting them with emergency shelter, housing, or critical services, and providing them with urgent, non-facility-based care.

**Emergency Shelter** funds are used for daily operations and maintenance to maintain the facility, but also can be applied to those essential services provided within the shelter including case management, child care, employment assistance, legal services, etc.

**Rapid Re-housing** activities include relocation and stabilization services and/or short to medium-term rental assistance as necessary to help individuals or families living in shelters or in places not meant for human habitation move as quickly as possible into permanent housing and achieve stability in that housing.

**Homelessness Prevention** activities include housing relocation and stabilization services, short to medium-term rental assistance as necessary to prevent the individual or family from moving to an emergency shelter, a place not meant for human habitation, or another place such as a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings, such as a car, park, abandoned building, bus or train station, airport, or camping ground.

**HMIS** funding is dedicated toward the usage of and staffing to run the Homeless Management Information System.

**Administration** covers those activities performed by the organization to run the agency and programs with funding provided by the ESG grant and can include staff salaries, wages, costs for goods and services to administer the program, and third-party contracts or agreements for legal services, accounting and audit services.

ESTIMATED PY2019 FUNDING ALLOCATION  
TO WVCAD FROM HUD

**APPROXIMATELY \$1,518,431.00**



## PROGRAM DESCRIPTION

West Virginia Community Advancement and Development (WVCAD) administers the Emergency Solutions Grant funding in West Virginia as a pass-through entity of the U.S. Department of Housing and Urban Development (HUD) in compliance with the HEARTH Act and other federal requirements. To facilitate strategic, community-wide policies, direct services and coordination with other resources available to any individuals and families experiencing homelessness, the HEARTH Act mandates area-wide systems coordination, including:

- Consultation with Continuums of Care (CoC)
- Coordination with other programs targeting the homeless population
- Coordination with mainstream resources (health, employment, education)
- Centralized or coordinated assessment
- Written standards for providing ESG assistance
- Participation in the Homelessness Management Information System (HMIS), or in the case of victim services providers, a comparable system

## PROGRAM EXPECTATIONS AND GOALS

The WVCAD ESG program exhibits interagency collaboration to address the five goals outlined in the U.S. Interagency Council on Homelessness' Federal Strategic Plan to Prevent and End Homelessness titled *Home, Together: The Federal Strategic Plan to Prevent and End Homelessness*. Those goals are to:

- End homelessness among Veterans
- End chronic homelessness among people with disabilities
- End homelessness among families with children
- End homelessness among unaccompanied youth
- End homelessness among all other individuals

## CURRENT PY18 FUNDING RECIPIENTS

Bartlett House  
Branches  
Cabell-Huntington Coalition for the Homeless  
CHANGE, Inc.  
Community Action of Southeastern WV  
Community Networks, Inc.  
Covenant House  
Daymark  
Greater Wheeling Coalition for the Homeless  
HOPE, Inc.  
Huntington City Mission  
NCWVCAA - Randolph County Shelter  
NCWVCAA - Scott Place  
Raleigh County Community Action Agency  
Roark Sullivan Lifeway Center  
Southwestern Community Action Agency  
WV Coalition to End Homelessness  
YWCA Sojourners

WV Community Advancement and Development *A Division of the WV Development Office*  
1900 Kanawha Boulevard East, Building 3 Suite 700, Charleston, WV 25305  
(304) 558-2234      [www.wvcad.org](http://www.wvcad.org)      Lee Tabor, Program Manager

# Housing Opportunities for Persons with AIDS (HOPWA)

The HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) grant program, established by the AIDS Housing Opportunity Act, is the only Federal program in existence dedicated to the housing needs of people living with HIV/AIDS. Under the HOPWA program, the U.S. Department of Housing and Urban Development (HUD) grants funding to local communities, states, and nonprofit organizations for a number of projects for low-income persons living with HIV/AIDS and their families.

HOPWA program funding is flexible and supports a wide range of eligible housing activities and support services so subrecipients may customize programs based on numerous community housing and service needs, the special sub-populations served, and other available public and private resources. Persons living with HIV/AIDS in WV confront very unique barriers to accessing housing, care, and support services. These challenges are compounded by their experiences of housing discrimination, stigma, or limited local affordable housing options, and often jeopardize an individuals' chances of remaining stably housed. Research consistently shows that stable housing is a critical component of HIV care and prevention systems.

The purpose of the HOPWA program is to provide housing assistance and supportive services for low-income persons medically diagnosed with HIV/AIDS and their families, who are homeless, at risk of homelessness, or unstably housed. The program provides housing and other support to help the most vulnerable households in WV with multiple health and life challenges to achieve housing stability. HOPWA supportive housing also serves as a cost-effective housing intervention that increases access to care, reduces emergency care costs, and improves life outcomes for beneficiaries.

ESTIMATED PY2019 FUNDING ALLOCATION  
TO WVCAD FROM HUD  
**APPROXIMATELY \$453,725.00**

## CURRENT PY18 FUNDING RECIPIENTS

Caritas House  
Community Networks, Inc.  
Covenant House  
Greater Wheeling Coalition for the Homeless



## PROGRAM DESCRIPTION

WVCAD expects all sub-recipients to structure programs using a targeted approach which facilitates the coordination with all local, state, and federal programs in order to strengthen both program participants and the HOPWA program. Sub-recipients must demonstrate collaboration with the community and other HOPWA providers providing services in the same geographical area, if applicable. Utilizing coordinated entry and communication with their respective Continuum of Care and the Ryan White Foundation are strongly encouraged.

## PROGRAM EXPECTATIONS AND GOALS

- West Virginia Community Advancement and Development (WVCAD) administers the HOPWA allocation in West Virginia as a Grantee of HUD, and in compliance with the AIDS Housing Opportunity Act and other federal requirements.

- The HOPWA program is designed to meet the crucial needs of the most vulnerable citizens of the State, and resources will be allocated to those sub-recipients with the best outcomes for those they serve.

- Program emphasis should be placed on providing an adequate assessment of program participant's housing barriers with a focus on stabilizing their housing as soon as possible.

- HOPWA program participants should connect with other mainstream resources to assure the greatest impact with the least amount of HOPWA funds used.

- All funded HOPWA subrecipients are expected to develop, with the input of each program participant, an individualized housing plan.

- Program emphasis should be placed on successfully coordinating services for the program participants so that each person served has contact with a case manager and a primary health care provider which access and maintain medical insurance/assistance and sources of income.

- The overall goal of the WV HOPWA program is that 80% of those assisted with HOPWA housing assistance are stably housed at the end of the program year.

WV Community Advancement and Development *A Division of the WV Development Office*  
1900 Kanawha Boulevard East, Building 3 Suite 700, Charleston, WV 25305  
(304) 558-2234      [www.wvcad.org](http://www.wvcad.org)      Lee Tabor, Program Manager





**FY2019 HUD CONSOLIDATED ANNUAL ACTION PLAN – COMMENT FORM**

To be considered in the Fiscal Year 2019 Action Plan, written comments must be received in the West Virginia Development Office at the address above or submitted via email to [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov) by the close of business on Thursday, May 2, 2019.

1. Please select one of the following:

I am submitting comments after reviewing the plan online.

I am submitting comments after attending a hearing in the City of \_\_\_\_\_

2. These comments are related to the CDBG, ESG/HOPWA, HOME, HTF program (circle one).

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<b>Name</b>			
<b>Organization</b>		<b>County</b>	
<b>Address</b>			
<b>Telephone</b>		<b>Email</b>	

**SIGN-IN SHEET**

STATE OF WV - 2019 ANNUAL ACTION PLAN for HUD FUNDING AND CITIZEN PARTICIPATION PLAN AMENDMENT PUBLIC HEARING

Date: April 10, 2019 Time: 2:30 - 4:00 p.m.

Location: WVHDF Conference Room - Charleston, WV

Name	Organization	Mailing Address	Phone	Fax	E-Mail	Signature
Sherry Risk	WVDO-WVCAO				sherry.l.risk@wv.gov	<i>Sherry Risk</i>
Russ Hickey	WVDO	170 Kanawha Blvd - 2			russ.hickey@wv.gov	<i>Russ Hickey</i>
Lee Taber	WVDO	1900 Kanawha Blvd East	304-558-2234		lee.g.taber@wv.gov	<i>Lee Taber</i>
Tony O'Leary	WVDO	State Capitol Bldg 3, Su. 70200	304-957-2043		tony.m.oleary@wv.gov	<i>Tony O'Leary</i>
Catherine Colby	WVHDF	5110 MacCorkle Ave, SE Charleston, WV 25304	304-371-8663		ccolby@wvhdf.com	<i>Catherine Colby</i>
Tammy Jones	"	"	304-8452		tjones@wvhdf.com	<i>Tammy Jones</i>
Wanda Childers	WVHDF	"	304-8472		wchiilders@wvhdf.com	<i>Wanda Childers</i>
Charles Thomas	WVHDF	"	304-8660		cthomas@wvhdf.com	<i>Charles Thomas</i>
James Brusch	WVDO	1900 Kanawha Blvd	558-2234		jbrusch@wv.gov	<i>James Brusch</i>

# STATE OF WEST VIRGINIA

## PUBLIC HEARING MEETING NOTES FOR DRAFT OF FY 2019 ANNUAL ACTION PLAN

**Location:** West Virginia Housing Development Fund, Charleston, WV  
**Date:** April 10, 2019  
**Time:** 2:30 P.M. – 4:00 P.M.  
**Agencies:** West Virginia Development Office and West Virginia Housing Development Fund  
**Attendees:** Nine (refer to Sign-In Form)

The public hearing began with welcome remarks from Sherry Risk, Project Manager, with the West Virginia Housing Development Office (WVDO). Mrs. Risk thanked those in attendance and reminded the attendees to utilize the sign-in sheet. She announced the programs that would be discussed and the presenters.

Mrs. Risk started with an overview of the HUD-sponsored Community Development Block Grant (CDBG) program. She gave a history of the program's inception and the required objectives that must be met for a grantee to receive funding. One of the following national objectives must be met:

- Benefit low to moderate income persons
- Aid in the elimination of slum or blight
- Meet an urgent need due to a serious and immediate threat to the health and welfare of a community

All funds must be awarded to non-entitlement areas and the expected amount of funding for FY 2019 should be similar to FY 2018 - \$13,591,796 million. Two percent of the allocation will be for Administration and one percent is for Technical Assistance.

The State of West Virginia focuses its resources on infrastructure projects – specifically Water and Wastewater projects. The State of WV will also allocate funding on Broadband Infrastructure Projects.

A draft of the annual action plan is available on WVDO's website under resources: <http://wvcatd.org/resources>. Applications for CDBG funding will be due to the WVDO by July 30, 2019.

Mrs. Risk introduced the next presenter, Tony O'Leary (CDBG Broadband Project Manager), from the West Virginia Development Office. Mr. O'Leary presented on the State's CDBG Broadband Development Program.



The State plans to allocate up to \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles with the first application deadline of September 30, 2019.

Eligible Activities under the CDBG Broadband Development Program include, but are not limited to, the following:

- Extension of existing service into underserved and unserved areas.
- Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks, etc.
- Installation of fiber backbone to assist in broadband deployment.
- Expansion of wireless broadband coverage into underserved or unserved areas.
- Planning for the above.

CDBG Broadband Planning Grants are capped at \$50k/Municipal Applicants, \$75k/County Applicants, \$125k/Regional Applicants. Broadband Construction projects are capped at \$1,250,000. Broadband Pilot or Demonstration Grants are capped at \$500,000.

After reviewing the CDBG Broadband Development Program handout, Mr. O'Leary introduced the next presenter, Cathy Colby, from the Housing Development Fund (WVHDF). Mrs. Colby is the Senior Manager of the HOME Program.

The purpose of the HOME program is to "increase the supply of safe, decent, sanitary affordable housing throughout the State."

The HOME Program is expected to receive a HUD allocation of approximately \$5 million for FY 2019 and generate approximately \$2 in Program Income, for a total of \$7 million.

HOME funds are distributed through three subprograms – NewHOME, HOME Rental, and Community Housing Development Organizations (CHDO) for projects to serve residents at or below 80% of AMI. The State is also allocated 10% of the allocation for Administration.

WVHDF also administers the Housing Trust Fund Program (HTF) and expects approximately \$3 million in 2019.

The next presenter was Lee Tabor, the Program Manager of the Emergency Solutions Grant (ESG) and the Housing Opportunities for Persons with Aids (HOPWA), which is currently administered by WVDO.

The ESG program provides quality emergency shelter services to those who meet HUDs definition of being at risk of homelessness and their income is at or below 30% of median income. The four components of the program are:

- Street Outreach
- Emergency Shelter
- Rapid Rehousing
- Prevention

The ESG program requires a dollar for dollar match. The anticipated allocation for FY 2019 is \$1.5 million. To be eligible for this funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to provide shelter or shelter services.

The HOPWA Program helps low-income individuals living with HIV/AIDS and their families establish or maintain stable housing, reduce their risk of homelessness, and improve access to health care and other needed support services. HOPWA funds may be used for housing, social services, program planning and development costs.

The HOPWA allocation for FY 2019 is expected to be \$453,000. To be eligible for the funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to provide housing and services for low-income WV residents living with HIV/AIDS.

Additional handouts and information were available at the meeting for all the programs discussed.

Time was set aside for questions and answers; however, no questions were asked.

STATE OF WEST VIRGINIA  
 FY 2019 ANNUAL ACTION PLAN AND CITIZEN  
 PARTICIAPTION PLAN AMENDMENT PUBLIC HEARING

WVU Institute of Technology  
 Tuesday, April 16, 2019

**Welcome-Opening Remarks**

<b>4:00 p.m.</b>	Sherry Risk, CDBG Project Manager Ryan Halsey, CDBG Project Manager Tony O'Leary, CDBG Broadband Development Project Manager  WV Development Office Community Development Block Grant Program (CDBG)
<b>4:20 p.m.</b>	Cathy Colby, HOME Program Manager  West Virginia Housing Development Fund HOME Investment Partnerships Program Housing Trust Fund (HTF)
<b>4:40 p.m.</b>	Lee Tabor, ESG and HOPWA Programs Manager  West Virginia Development Office Emergency Shelters Grant Program (ESG) Housing Opportunities for Persons with HIV/AIDS Program (HOPWA)
<b>5:00 p.m.</b>	Program Q & A
<b>5:30 p.m.</b>	<b>Closing Remarks</b> <b>Thank You for Your Participation!</b>



**2019 Program Year  
State of West Virginia  
Community Development Block Grant - CDBG Program**

The Community Development Block Grant (CDBG) Program is funded by the U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974.

The primary objective of this program is the development of viable urban communities by providing affordable housing, a suitable living environment and expanding economic opportunities for low- to moderate-income individuals and households. The West Virginia Development Office is responsible for the administration of these funds.

While CDBG funding is primarily utilized for the development of water and sewer infrastructure, the WVDO recognizes that broadband infrastructure is a critical factor in West Virginia's ability to compete for economic development and job creation opportunities as communities and economics become more connected.

Broadband enables individual users and businesses to accomplish more, in less time, connecting people and ideas faster. CDBG funding will be used to assist West Virginia communities in the development and completion of broadband planning and infrastructure projects.

Further, where low- and moderate-income residents are at risk of natural hazards, States must consider ways to incorporate appropriate hazard mitigation and resilience into community planning, and development goals. These planning considerations reflect two important community development needs.

The State will adjust allocation amounts as necessary within each category to align with demonstrated needs and to ensure that all CDBG funding is allocated in an efficient and effective manner. Funds more than demonstrated needs at the end of each CDBG funding cycle will be returned to an "available status" and may be used to fund applications in other categories.

For Program Year 2019, the State anticipates an allocation **\$13,591,796** in CDBG funds from HUD. Program Year 2019 funds are proposed to be distributed as follows:

<b>Total Allocation</b>	<b>\$ 13,591,796</b>
State Administration (2% of Allocation + \$100,000)	\$ 371,835
Technical Assistance (1% of Allocation)	\$ 135,917
Total Available for Projects	\$ 13,084,044

### **PY 2019 WATER-SEWER PROJECTS**

All applications for CDBG funding are reviewed to determine compliance with at least one of the following National Objectives:

1. Benefit to low- to moderate-income persons;
2. Eliminate slums and blighted conditions; or
3. Serve an urgent need.

The State further reviews all applications according to the following main objectives:

1. Elimination of any health issues;
2. Readiness to proceed; and
3. Geographic distribution.

For reference, during the PY 2018 funding cycle, the Development Office received **44** proposed project applications representing more than **\$51 million** in requests for the **approximate \$13 million** available for CDBG funding. CDBG funds requested and other leveraged funds pursued totaled more than \$157 million. Applications by project category are as follows:

PY 2018 Applications Submitted	44
Water Projects	25
Sewer Projects	13
General Community Development	6

Projects were selected based upon review for eligibility in accordance with the National Objectives. Further consideration consists of a review of the health issues, readiness to proceed, availability of other funding, and geographic distribution. All projects selected will benefit low- to moderate-income areas of West Virginia.

These projects will leverage nearly **\$18 million** from other local, state and federal resources. These sources include local funds, and a combination of grants and loans obtained through the IJDC, West Virginia Department of Environmental Protection-Clean Water State Revolving Loan Program, West Virginia Bureau of Public Health-Drinking Water State Revolving Loan Program, the U.S. Department of Agriculture-Rural Development (USDA-RD), and the U.S. Army Corps of Engineers.

All CDBG funded projects represent a continuing commitment to improving the quality of life for all West Virginians through investment in safe and reliable infrastructure systems and by addressing critical community needs.

As always, the needs presented by all applicants far exceed the amount of funding available. The following is a list of CDBG awarded projects in Program Year 2018.

**PY 2018 WATER-SEWER PROJECTS**

<b><u>Applicant</u></b>		<b><u>PY 2018</u></b>
1. Bradshaw, Town of	Sanitary Sewer Upgrade	\$ 1,500,000
2. Burnsville, Town of	Wastewater Collection System Rehab	\$ 1,500,000
3. Cameron, City of	WWTP & Sewer Separation Improvements	\$ 955,000
4. Fayette Co. Commission	Deep Water Powellton Water Upgrades	\$ 1,500,000
5. Jaeger, Town of	Region Sewer Project Phase I	\$ 1,300,000
6. Pine Grove, Town of	Phase III Sanitary Sewer Improvements	\$ 1,030,044
7. Ronceverte, City of	Water Distribution System Rehab	\$ 1,500,000
8. Wyoming Co. Commission	Upper Huff Creek Waterline Ext.	\$ 1,389,000
<b><u>Total PY2018 Water and Sewer Infrastructure Project Awards</u></b>		<b><u>\$ 10,674,044</u></b>

**PY 2018 BROADBAND DEVELOPMENT PROJECTS**

<b><u>Applicant</u></b>		<b><u>PY 2018</u></b>
1. Brooke CC	Two County (Hancock) Feasibility Study	\$ 125,000
2. Grant CC	Countywide Feasibility Study	\$ 75,000
3. Jefferson CC	Countywide Feasibility Study	\$ 75,000
4. Lewis CC	Infrastructure Buildout	\$ 500,000
5. Marshall CC	Tri-County Feasibility Study	\$ 125,000
6. Mason CC	Countywide Feasibility Study	\$ 75,000
7. McDowell CC	Infrastructure Expansion	\$ 630,000
8. Mercer CC	Infrastructure Expansion	\$ 155,000
9. Nicholas CC	Infrastructure Phase II	\$ 500,000
10. Pocahontas CC	Countywide Feasibility Study	\$ 75,000
11. Wayne CC	Countywide Feasibility Study	\$ 75,000
<b><u>Total PY2018 Broadband Development Project Awards</u></b>		<b><u>\$ 2,410,000</u></b>

**2018 DISASTER RECOVERY AND RESILIENCE PROJECTS**

No applications submitted for this funding category as of April 1, 2019.

# FY 2019 CDBG Broadband Development Program

Broadband.wv.gov  
WVBroadbandCouncil@wv.gov

The Community Development Block Grant (CDBG) program is administered by the State of West Virginia under the guidelines of the U.S. Department of Housing and Urban Development (HUD). All projects funded through this program must fulfill one of three HUD National Objectives, to:

1. Benefit low- to moderate-income persons;
2. Aid in the elimination of slum or blight; and/or
3. Meet an urgent need due to a serious and immediate threat to health and welfare.

The State has identified three primary community development objectives, through which CDBG will:

1. Support local government efforts to provide affordable infrastructure systems;
2. Support local community efforts to assist low- to moderate-income citizens to achieve an improved quality of life; and
3. Support job creation and retention efforts.

In 2016, HUD directed States to evaluate the availability of broadband among low- to moderate-income citizens and to expand broadband access through its rule, *"Modernizing the HUD Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Hazards."* Recognizing that broadband connectivity is essential for economic success, the West Virginia Development Office (WVDO) has partnered with the West Virginia Broadband Enhancement Council (the Council) to develop the CDBG broadband program with a primary emphasis on the extension of broadband to unserved and underserved communities. These areas may align with CDBG priorities for low- to moderate-income residents.

## FY 2019 Funding

The State of West Virginia is expected to receive approximately \$13.5 million in FY 2018 CDBG funding. The WVDO intends to dedicate approximately \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles, with the first application deadline of September 30, 2019. These dedicated funds are subject to adjustment.

A second application cycle may be added in the Spring of 2020. Units of local government, Regional Planning and Development Councils and Economic Development Authorities will be notified if an additional funding cycle is established.

## Project Development Strategies

Broadband projects may be completed in phases. CDBG funding may be dedicated to projects which:

1. Assist in planning, analysis, and assessment and construction activities that further the strategic deployment of broadband across the State;
2. Invest in projects that leverage other Federal, State, and local funding in the deployment of broadband infrastructure; and
3. Provide funding for broadband pilot and demonstration projects that provide for the innovative deployment and installation of broadband facilities and infrastructure.

## Eligible Activities

Eligible activities for this funding, include but are not limited to, the following:

1. Extension of existing service into underserved and unserved areas.
2. Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks and business incubators.
3. Installation of fiber backbone to assist in broadband deployment.
4. Expansion of wireless broadband coverage into underserved or unserved areas.
5. Planning for the above.



## Project Types and Funding Levels

The WVDO will consider applications for planning, analysis, and assessment and construction activities that further the strategic deployment of broadband throughout the State. The following categories are included in the program:

**Planning Only Grants (§570.205):** Broadband planning grants are designed to enable local governments to conduct the assessments needed to develop effective strategies for the construction of broadband infrastructure within the following ranges:

- **\$30,000 - \$50,000 for Municipal Applicants.**
- **\$50,000 - \$75,000 for Counties Applicants.**
- **\$75,000 - \$125,000 for Regional Applicants.**

**Construction Grants (§570.201-204):** Broadband construction grant applications must meet HUD requirements for Low- to Moderate-Income (LMI) benefit. Construction grant applications must be supported by a comprehensive community broadband plan as outlined above. Upon qualification under HUD LMI guidelines, funds may be used for project-specific engineering, permitting, acquisition, construction, inspection, legal services, project administration and other requirements, according to State CDBG program design requirements.

**Construction Grant Maximum: \$1,250,000.**

**Pilot or Demonstration Grants:** The State will consider broadband pilot and demonstration projects that provide for the innovative deployment and installment of broadband facilities and infrastructure.

**Pilot or Demonstration Grant Maximum: \$500,000 with a broadband plan as indicated above.**

**Matching Grants:** The State will invest in projects that leverage other federal, state, and local funding in the deployment of broadband infrastructure. CDBG funds may be matched to eligible projects also funded by other state, federal and private sources.

**Matching Grant applications may represent the amount or percentage required by the funding agency.**

## General Guidelines

All CDBG regulations and any amendments shall apply as provided in the federal regulations governing the CDBG program. Highlights include:

1. **Procurement:** All State and Federal procurement regulations apply.
2. **Environmental Review:** All HUD CDBG environmental review regulations apply.
3. **Labor Requirements:** Davis Bacon Wage rates apply.
4. **Low-Moderate Income Data:** Current HUD income guidelines apply.
5. **Matching Fund Requirements:** Matching funds are not required. The WVDO reserves the right to establish a match requirement in future funding announcements.
6. **Period of Performance:** Planning projects must be complete within one year. Construction projects must be completed within two years.
7. **Reporting Period:** Job creation goals must be achieved within two years of project completion.

All projects are subject to applicable CDBG regulations, including but not limited to 24 CFR Part 570, Sub-Part I, as amended or revised, and subject to the scope of the State of West Virginia's CDBG Policies and Procedures Manual and other Program Guidelines, as amended.

All broadband maps, reports and data inventory associated with CDBG grants are considered public information and will become property of the State of West Virginia and the West Virginia Broadband Enhancement Council.

## Agency Contacts

**West Virginia Broadband Enhancement Council**  
**Robert Hinton, Chairman**  
 rob@upshurda.com | 304-472-1757

**West Virginia Development Office**  
**Kelly Workman, Development Manager**  
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**West Virginia Office of GIS Coordination**  
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# Emergency Solutions Grant (ESG)

The EMERGENCY SOLUTIONS GRANT (ESG) provides funding to sub-recipients for six program components including Street Outreach, Emergency Shelter, Rapid Re-housing, Homelessness Prevention, Homeless Management Information Systems (HMIS) and Administration.

## PROGRAM COMPONENTS

**Street Outreach** includes activities related to reaching out to unsheltered homeless individuals and families, connecting them with emergency shelter, housing, or critical services, and providing them with urgent, non-facility-based care.

**Emergency Shelter** funds are used for daily operations and maintenance to maintain the facility, but also can be applied to those essential services provided within the shelter including case management, child care, employment assistance, legal services, etc.

**Rapid Re-housing** activities include relocation and stabilization services and/or short to medium-term rental assistance as necessary to help individuals or families living in shelters or in places not meant for human habitation move as quickly as possible into permanent housing and achieve stability in that housing.

**Homelessness Prevention** activities include housing relocation and stabilization services, short to medium-term rental assistance as necessary to prevent the individual or family from moving to an emergency shelter, a place not meant for human habitation, or another place such as a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings, such as a car, park, abandoned building, bus or train station, airport, or camping ground.

**HMIS** funding is dedicated toward the usage of and staffing to run the Homeless Management Information System.

**Administration** covers those activities performed by the organization to run the agency and programs with funding provided by the ESG grant and can include staff salaries, wages, costs for goods and services to administer the program, and third-party contracts or agreements for legal services, accounting and audit services.

ESTIMATED PY2019 FUNDING ALLOCATION  
TO WVCAD FROM HUD

**APPROXIMATELY \$1,518,431.00**

west virginia  
**cad**

## PROGRAM DESCRIPTION

West Virginia Community Advancement and Development (WVCAD) administers the Emergency Solutions Grant funding in West Virginia as a pass-through entity of the U.S. Department of Housing and Urban Development (HUD) in compliance with the HEARTH Act and other federal requirements. To facilitate strategic, community-wide policies, direct services and coordination with other resources available to any individuals and families experiencing homelessness, the HEARTH Act mandates area-wide systems coordination, including:

- Consultation with Continuums of Care (CoC)
- Coordination with other programs targeting the homeless population
- Coordination with mainstream resources (health, employment, education)
- Centralized or coordinated assessment
- Written standards for providing ESG assistance
- Participation in the Homelessness Management Information System (HMIS), or in the case of victim services providers, a comparable system

## PROGRAM EXPECTATIONS AND GOALS

The WVCAD ESG program exhibits interagency collaboration to address the five goals outlined in the U.S. Interagency Council on Homelessness' Federal Strategic Plan to Prevent and End Homelessness titled *Home, Together: The Federal Strategic Plan to Prevent and End Homelessness*. Those goals are to:

- End homelessness among Veterans
- End chronic homelessness among people with disabilities
- End homelessness among families with children
- End homelessness among unaccompanied youth
- End homelessness among all other individuals

## CURRENT PY18 FUNDING RECIPIENTS

Bartlett House  
Branches  
Cabell-Huntington Coalition for the Homeless  
CHANGE, Inc.  
Community Action of Southeastern WV  
Community Networks, Inc.  
Covenant House  
Daymark  
Greater Wheeling Coalition for the Homeless  
HOPE, Inc.  
Huntington City Mission  
NCWVCAA - Randolph County Shelter  
NCWVCAA - Scott Place  
Raleigh County Community Action Agency  
Roark Sullivan Lifeway Center  
Southwestern Community Action Agency  
WV Coalition to End Homelessness  
YWCA Sojourners

WV Community Advancement and Development *A Division of the WV Development Office*  
1900 Kanawha Boulevard East, Building 3 Suite 700, Charleston, WV 25305  
(304) 558-2234      [www.wvcad.org](http://www.wvcad.org)      Lee Tabor, Program Manager

# Housing Opportunities for Persons with AIDS (HOPWA)

The HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) grant program, established by the AIDS Housing Opportunity Act, is the only Federal program in existence dedicated to the housing needs of people living with HIV/AIDS. Under the HOPWA program, the U.S. Department of Housing and Urban Development (HUD) grants funding to local communities, states, and nonprofit organizations for a number of projects for low-income persons living with HIV/AIDS and their families.

HOPWA program funding is flexible and supports a wide range of eligible housing activities and support services so subrecipients may customize programs based on numerous community housing and service needs, the special sub-populations served, and other available public and private resources. Persons living with HIV/AIDS in WV confront very unique barriers to accessing housing, care, and support services. These challenges are compounded by their experiences of housing discrimination, stigma, or limited local affordable housing options, and often jeopardize an individuals' chances of remaining stably housed. Research consistently shows that stable housing is a critical component of HIV care and prevention systems.

The purpose of the HOPWA program is to provide housing assistance and supportive services for low-income persons medically diagnosed with HIV/AIDS and their families, who are homeless, at risk of homelessness, or unstably housed. The program provides housing and other support to help the most vulnerable households in WV with multiple health and life challenges to achieve housing stability. HOPWA supportive housing also serves as a cost-effective housing intervention that increases access to care, reduces emergency care costs, and improves life outcomes for beneficiaries.

ESTIMATED PY2019 FUNDING ALLOCATION  
TO WVCAD FROM HUD  
**APPROXIMATELY \$453,725.00**

## CURRENT PY18 FUNDING RECIPIENTS

Caritas House  
Community Networks, Inc.  
Covenant House  
Greater Wheeling Coalition for the Homeless



## PROGRAM DESCRIPTION

WVCAD expects all sub-recipients to structure programs using a targeted approach which facilitates the coordination with all local, state, and federal programs in order to strengthen both program participants and the HOPWA program. Sub-recipients must demonstrate collaboration with the community and other HOPWA providers providing services in the same geographical area, if applicable. Utilizing coordinated entry and communication with their respective Continuum of Care and the Ryan White Foundation are strongly encouraged.

## PROGRAM EXPECTATIONS AND GOALS

- West Virginia Community Advancement and Development (WVCAD) administers the HOPWA allocation in West Virginia as a Grantee of HUD, and in compliance with the AIDS Housing Opportunity Act and other federal requirements.

- The HOPWA program is designed to meet the crucial needs of the most vulnerable citizens of the State, and resources will be allocated to those sub-recipients with the best outcomes for those they serve.

- Program emphasis should be placed on providing an adequate assessment of program participant's housing barriers with a focus on stabilizing their housing as soon as possible.

- HOPWA program participants should connect with other mainstream resources to assure the greatest impact with the least amount of HOPWA funds used.

- All funded HOPWA subrecipients are expected to develop, with the input of each program participant, an individualized housing plan.

- Program emphasis should be placed on successfully coordinating services for the program participants so that each person served has contact with a case manager and a primary health care provider which access and maintain medical insurance/assistance and sources of income.

- The overall goal of the WV HOPWA program is that 80% of those assisted with HOPWA housing assistance are stably housed at the end of the program year.

WV Community Advancement and Development *A Division of the WV Development Office*  
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(304) 558-2234      [www.wvcad.org](http://www.wvcad.org)      Lee Tebor, Program Manager



The HOME Investment Partnerships Program (HOME) is funded by the U.S. Department of Housing and Urban Development under Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended and 24 CFR Part 92. The purpose of HOME is to increase the supply of decent, safe, sanitary, and affordable housing for very low-income and low-income households. The Fund is responsible for the administration of HOME. HOME funds for FY 2019 are estimated to be approximately \$4,600,000 from HUD and \$2,000,000 generated from Program Income, for a total of approximately \$6,600,000.

HOME funds are distributed principally through three subprograms, HOME Leverage, HOME Rental, and Community Housing Development Organizations (CHDO). A fourth program, CHDO Operating Funds, provides grants to CHDOs for the purpose of increasing the capacity of each CHDO recipient. These programs were created by the Fund to best serve those earning at or below 80% AMI for the county in which they reside. For each Federal fiscal year allocation of HOME funds to the State, 10% of that allocation is used to offset Fund administrative costs. As required by law, at least 15% of the State's HOME funds are reserved for exclusive use by CHDOs. HOME Leverage provides funds for home ownership opportunities through leverage loans. HOME Rental provides funds for the development of rental units. For nonprofit developers, who are certified CHDOs, CHDO provides funds for the development of rental units.

The following table lists the anticipated commitments of the FY 2019 HOME funds, and this is noted in the draft Action Plan.

Program	Anticipated FY 2019 HOME Funding (Approximate)		
	HOME Funding	Program Income	Estimated Units
HOME Leverage Loan	\$149,990		10
HOME Rental*	\$3,140,010	\$1,800,000	70**
CHDO (at least 15%)	\$700,000		4
CHDO Operating Funds	\$150,000		
Administration (10%)	\$460,000	\$200,000	
Totals	\$4,600,000	\$2,000,000	84

\*HOME Rental total estimated funds: \$4,340,010.

\*\*HOME Rental: New construction 30 units; Rehab 40 units.

The national Housing Trust Fund Program (HTF) is funded by the U.S. Department of Housing and Urban Development under Title I of the Housing and Economic Recovery Act of 2008 and regulations at 24 CFR Part 93. The purpose of HTF is to increase the supply of decent, safe, sanitary, and affordable housing for extremely low- and very low-income households. The Fund is responsible for the administration of HTF. HTF funds for FY 2019 are estimated to be \$3,000,000 from HUD and \$10 generated from Program Income, for a total of \$3,000,010.

The following table lists the anticipated disbursement of the FY 2019 HTF funds, and this is noted in the draft Action Plan.

Program	Anticipated FY 2019 HTF Funding		
	HTF Funding	Program Income	Estimated Units
HTF Rental	\$2,700,000	\$10	50*
Administration (30%)	\$300,000	\$1	
Totals	\$3,000,000	\$11	50

\*HTF Rental: New construction 25 units; Rehab 25 units.

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# STATE OF WEST VIRGINIA

## PUBLIC HEARING MEETING NOTES FOR DRAFT OF FY 2019 ANNUAL ACTION PLAN

**Location:** West Virginia Housing Development Fund, Charleston, WV  
**Date:** April 16, 2019  
**Time:** 4:00 P.M. – 5:00 P.M.  
**Agencies:** West Virginia Development Office and West Virginia Housing Development Fund  
**Attendees:** Six (refer to Sign-In Form)

The public hearing began with welcome remarks from Sherry Risk, Project Manager, with the West Virginia Housing Development Office (WVDO). Mrs. Risk thanked those in attendance and reminded the attendees to utilize the sign-in sheet. She announced the programs that would be discussed and the presenters.

Mrs. Risk then introduced Lee Tabor, the Program Manager of the Emergency Solutions Grant (ESG) and the Housing Opportunities for Persons with Aids (HOPWA), which is currently administered by WVDO.

The ESG program provides quality emergency shelter services to those who meet HUDs definition of being at risk of homelessness and their income is at or below 30% of median income. The four components of the program are:

- Street Outreach
- Emergency Shelter
- Rapid Rehousing
- Prevention

The ESG program requires a dollar for dollar match. The anticipated allocation for FY 2019 is \$1.5 million. To be eligible for this funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to provide shelter or shelter services.

The HOPWA Program helps low-income individuals living with HIV/AIDS and their families establish or maintain stable housing, reduce their risk of homelessness, and improve access to health care and other needed support services. HOPWA funds may be used for housing, social services, program planning and development costs.

The HOPWA allocation for FY 2019 is expected to be \$453,000. To be eligible for the funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to



provide housing and services for low-income WV residents living with HIV/AIDS. Mr. Tabor then returned the presentation to Mrs. Risk.

Mrs. Risk started with an overview of the HUD-sponsored Community Development Block Grant (CDBG) program. She gave a history of the program's inception and the required objectives that must be met for a grantee to receive funding. One of the following national objectives must be met:

- Benefit low to moderate income persons
- Aid in the elimination of slum or blight
- Meet an urgent need due to a serious and immediate threat to the health and welfare of a community

All funds must be awarded to non-entitlement areas and the expected amount of funding for FY 2019 should be similar to FY 2018 - \$13,591,796 million. Two percent of the allocation will be for Administration and one percent is for Technical Assistance.

The State of West Virginia focuses its resources on infrastructure projects - specifically Water and Wastewater projects. The State of West Virginia will also allocate funding on Broadband Infrastructure Projects.

A draft of the annual action plan is available on WVDO's website under resources: <http://wvcad.org/resources>. Applications for CDBG funding will be due to the WVDO by July 30, 2019.

Mrs. Risk introduced the next presenter, Tony O'Leary (CDBG Broadband Project Manager), from the West Virginia Development Office. Mr. O'Leary presented on the State's CDBG Broadband Development Program.

The State plans to allocate up to \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles with the first application deadline of September 30, 2019.

Eligible Activities under the CDBG Broadband Development Program include, but are not limited to, the following:

- Extension of existing service into underserved and unserved areas.
- Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks, etc.
- Installation of fiber backbone to assist in broadband deployment.
- Expansion of wireless broadband coverage into underserved or unserved areas.
- Planning for the above.

CDBG Broadband Planning Grants are capped at \$50k/Municipal Applicants, \$75k/County Applicants, \$125k/Regional Applicants. Broadband Construction projects are capped at \$1,250,000. Broadband Pilot or Demonstration Grants are capped at \$500,000.

After reviewing the CDBG Broadband Development Program handout, Mr. O'Leary introduced the next presenter, Cathy Colby, from the Housing Development Fund (WVHDF). Mrs. Colby is the Senior Manager of the HOME Program.

The purpose of the HOME program is to "increase the supply of safe, decent, sanitary affordable housing throughout the State."

The HOME Program is expected to receive a HUD allocation of approximately \$5 million for FY 2019 and generate approximately \$2 in Program Income, for a total of \$7 million.

HOME funds are distributed through three subprograms – NewHOME, HOME Rental, and Community Housing Development Organizations (CHDO) for projects to serve residents at or below 80% of AMI. The State is also allocated 10% of the allocation for Administration.

WVHDF also administers the Housing Trust Fund Program (HTF) and expects approximately \$3 million in 2019.

Additional handouts and information were available at the meeting for all the programs discussed.

Time was set aside for questions and comments. During this portion of the FY19 AAP Public Hearing, John Tuggle, RPDC # ED, noted that he would like for the CDBG awards to be announced earlier in the year. He also noted that it is difficult to strategically plan and apply for new CDBG funding when awards have not been made for the previous year. Additionally, Mr. Tuggle noted he would like for the CDBG application process to be earlier in the year.

Mr. Tuggle also asked for the amount of ESG and HOPWA funds dedicated to Southern West Virginia. Lee Tabor noted that the ESG and HOPWA programs are awarded through a competitive process and applications, in part, are awarded by need. Efforts are currently being made to have HOPWA coverage state-wide; however, ESG is primarily awarded to communities with higher homeless populations. The attendee noted that he understood and would share with others in his community.

STATE OF WEST VIRGINIA  
 FY 2019 ANNUAL ACTION PLAN AND CITIZEN  
 PARTICIPTION PLAN AMENDMENT PUBLIC HEARING  
 Fairmont-Morgantown Housing Authority  
 Thursday, April 25, 2019

**Welcome-Opening Remarks**

<b>2:30 p.m.</b>	Sherry Risk, CDBG Project Manager Ryan Halsey, CDBG Project Manager Tony O'Leary, CDBG Broadband Development Project Manager  WV Development Office Community Development Block Grant Program (CDBG)
<b>2:50 p.m.</b>	Cathy Colby, HOME Program Manager  West Virginia Housing Development Fund HOME Investment Partnerships Program Housing Trust Fund (HTF)
<b>3:10 p.m.</b>	Lee Tabor, ESG and HOPWA Programs Manager  West Virginia Development Office Emergency Shelters Grant Program (ESG) Housing Opportunities for Persons with HIV/AIDS Program (HOPWA)
<b>3:30 p.m.</b>	Program Q & A
<b>4:00 p.m.</b>	<b>Closing Remarks</b> <b>Thank You for Your Participation!</b>



**2019 Program Year  
State of West Virginia  
Community Development Block Grant - CDBG Program**

The Community Development Block Grant (CDBG) Program is funded by the U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974.

The primary objective of this program is the development of viable urban communities by providing affordable housing, a suitable living environment and expanding economic opportunities for low- to moderate-income individuals and households. The West Virginia Development Office is responsible for the administration of these funds.

While CDBG funding is primarily utilized for the development of water and sewer infrastructure, the WVDO recognizes that broadband infrastructure is a critical factor in West Virginia's ability to compete for economic development and job creation opportunities as communities and economies become more connected.

Broadband enables individual users and businesses to accomplish more, in less time, connecting people and ideas faster. CDBG funding will be used to assist West Virginia communities in the development and completion of broadband planning and infrastructure projects.

Further, where low- and moderate-income residents are at risk of natural hazards, States must consider ways to incorporate appropriate hazard mitigation and resilience into community planning, and development goals. These planning considerations reflect two important community development needs.

The State will adjust allocation amounts as necessary within each category to align with demonstrated needs and to ensure that all CDBG funding is allocated in an efficient and effective manner. Funds more than demonstrated needs at the end of each CDBG funding cycle will be returned to an "available status" and may be used to fund applications in other categories.

For Program Year 2019, the State anticipates an allocation **\$13,591,796** in CDBG funds from HUD. Program Year 2019 funds are proposed to be distributed as follows:

<b>Total Allocation</b>	<b>\$ 13,591,796</b>
State Administration (2% of Allocation + \$100,000)	\$ 371,835
Technical Assistance (1% of Allocation)	\$ 135,917
Total Available for Projects	\$ 13,084,044

### PY 2019 WATER-SEWER PROJECTS

All applications for CDBG funding are reviewed to determine compliance with at least one of the following National Objectives:

1. Benefit to low- to moderate-income persons;
2. Eliminate slums and blighted conditions, or
3. Serve an urgent need.

The State further reviews all applications according to the following main objectives:

1. Elimination of any health issues;
2. Readiness to proceed; and
3. Geographic distribution.

For reference, during the PY 2018 funding cycle, the Development Office received **44** proposed project applications representing more than **\$51 million** in requests for the **approximate \$13 million** available for CDBG funding. CDBG funds requested and other leveraged funds pursued totaled more than **\$157 million**. Applications by project category are as follows:

PY 2018 Applications Submitted	44
Water Projects	25
Sewer Projects	13
General Community Development	6

Projects were selected based upon review for eligibility in accordance with the National Objectives. Further consideration consists of a review of the health issues, readiness to proceed, availability of other funding, and geographic distribution. All projects selected will benefit low- to moderate-income areas of West Virginia.

These projects will leverage nearly **\$18 million** from other local, state and federal resources. These sources include local funds, and a combination of grants and loans obtained through the JDC, West Virginia Department of Environmental Protection-Clean Water State Revolving Loan Program, West Virginia Bureau of Public Health-Drinking Water State Revolving Loan Program, the U.S. Department of Agriculture-Rural Development (USDA-RD), and the U.S. Army Corps of Engineers.

All CDBG funded projects represent a continuing commitment to improving the quality of life for all West Virginians through investment in safe and reliable infrastructure systems and by addressing critical community needs.

As always, the needs presented by all applicants far exceed the amount of funding available. The following is a list of CDBG awarded projects in Program Year 2018.

**PY 2018 WATER-SEWER PROJECTS**

<b>Applicant</b>		<b>PY 2018</b>
1. Bradshaw, Town of	Sanitary Sewer Upgrade	\$ 1,500,000
2. Burnsville, Town of	Wastewater Collection System Rehab	\$ 1,500,000
3. Cameron, City of	WWTP & Sewer Separation Improvements	\$ 955,000
4. Fayette Co. Commission	Deep Water Powellton Water Upgrades	\$ 1,500,000
5. Jaeger, Town of	Region Sewer Project Phase I	\$ 1,300,000
6. Pine Grove, Town of	Phase III Sanitary Sewer Improvements	\$ 1,030,044
7. Roncoverte, City of	Water Distribution System Rehab	\$ 1,500,000
8. Wyoming Co. Commission	Upper Huff Creek Waterline Ext.	\$ 1,389,000
<b>Total PY2018 Water and Sewer Infrastructure Project Awards</b>		<b>\$ 10,674,044</b>

**PY 2018 BROADBAND DEVELOPMENT PROJECTS**

<b>Applicant</b>		<b>PY 2018</b>
1. Brooke CC	Two County (Hancock) Feasibility Study	\$ 125,000
2. Grant CC	Countywide Feasibility Study	\$ 75,000
3. Jefferson CC	Countywide Feasibility Study	\$ 75,000
4. Lewis CC	Infrastructure Buildout	\$ 500,000
5. Marshall CC	Tri-County Feasibility Study	\$ 125,000
6. Mason CC	Countywide Feasibility Study	\$ 75,000
7. McDowell CC	Infrastructure Expansion	\$ 630,000
8. Mercer CC	Infrastructure Expansion	\$ 155,000
9. Nicholas CC	Infrastructure Phase II	\$ 500,000
10. Pocahontas CC	Countywide Feasibility Study	\$ 75,000
11. Wayne CC	Countywide Feasibility Study	\$ 75,000
<b>Total PY2018 Broadband Development Project Awards</b>		<b>\$ 2,410,000</b>

**2018 DISASTER RECOVERY AND RESILIENCE PROJECTS**

No applications submitted for this funding category as of April 1, 2019

# FY 2019 CDBG Broadband Development Program

Broadband.WV.gov  
WVBroadbandCouncil@wv.gov

The Community Development Block Grant (CDBG) program is administered by the State of West Virginia under the guidelines of the U.S. Department of Housing and Urban Development (HUD). All projects funded through this program must fulfill one of three HUD National Objectives, to:

1. Benefit low- to moderate-income persons;
2. Assist in the elimination of slum or blight; and/or
3. Meet an urgent need due to a serious and immediate threat to health and welfare.

The State has identified three primary community development objectives through which CDBG will:

1. Support local government efforts to provide affordable infrastructure systems;
2. Support local community efforts to assist low- to moderate-income citizens to achieve an improved quality of life, and
3. Support job creation and retention efforts.

In 2016, HUD directed States to evaluate the availability of broadband among low- to moderate-income citizens and to expand broadband access through its rule, "Modernizing the HUD Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Hazards." Recognizing that broadband connectivity is essential for economic success, the West Virginia Development Office (WVDO) has partnered with the West Virginia Broadband Enhancement Council (the Council) to develop the CDBG broadband program with a primary emphasis on the extension of broadband to unserved and underserved communities. These areas may align with CDBG priorities for low- to moderate-income residents.

## FY 2019 Funding

The State of West Virginia is expected to receive approximately \$13.5 million in FY 2018 CDBG funding. The WVDO intends to dedicate approximately \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles, with the first application deadline of **September 30, 2019**. These dedicated funds are subject to adjustment.

A second application cycle may be added in the Spring of 2020. Units of local government, Regional Planning and Development Councils and Economic Development Authorities will be notified if an additional funding cycle is established.

## Project Development Strategies

Broadband projects may be completed in phases. CDBG funding may be dedicated to projects which:

1. Assist in planning, analysis, and assessment and construction activities that further the strategic deployment of broadband across the State;
2. Invest in projects that leverage other Federal, State, and local funding in the deployment of broadband infrastructure; and
3. Provide funding for broadband pilot and demonstration projects that provide for the innovative deployment and installation of broadband facilities and infrastructure.

## Eligible Activities

Eligible activities for this funding include but are not limited to the following:

1. Extension of existing service into underserved and unserved areas;
2. Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks and business incubators;
3. Installation of fiber backbone to assist in broadband deployment;
4. Expansion of wireless broadband coverage into underserved or unserved areas;
5. Planning for the above.

## Project Types and Funding Levels

The WVDO will consider applications for planning, analysis, and assessment and construction activities that further the strategic deployment of broadband throughout the State. The following categories are included in the program:

**Planning Only Grants (5570.205):** Broadband planning grants are designed to enable local governments to conduct the assessments needed to develop effective strategies for the construction of broadband infrastructure within the following ranges:

- \$30,000 - \$50,000 for Municipal Applicants,
- \$50,000 - \$75,000 for Counties Applicants,
- \$75,000 - \$125,000 for Regional Applicants.

**Construction Grants (5570.201-204):** Broadband construction grant applications must meet HUD requirements for Low to Moderate Income (LMI) benefit. Construction grant applications must be supported by a comprehensive community broadband plan as outlined above. Upon qualification under HUD LMI guidelines, funds may be used for project-specific engineering, permitting, acquisition, construction, inspection, legal services, project administration and other requirements, according to State CDBG program design requirements.

*Construction Grant Maximum: \$1,250,000.*

**Pilot or Demonstration Grants:** The State will consider broadband pilot and demonstration projects that provide for the innovative deployment and installation of broadband facilities and infrastructure.

*Pilot or Demonstration Grant Maximum: \$500,000 with a broadband plan as indicated above.*

**Matching Grants:** The State will invest in projects that leverage other federal, state, and local funding in the deployment of broadband infrastructure. CDBG funds may be matched to eligible projects also funded by other state, federal and private sources.

*Matching Grant applications may represent the amount or percentage required by the funding agency.*

## General Guidelines

All CDBG regulations and any amendments shall apply as provided in the federal regulations governing the CDBG program. Highlights include:

1. **Procurement:** All State and Federal procurement regulations apply.
2. **Environmental Review:** All HUD CDBG environmental review regulations apply.
3. **Labor Requirements:** Davis-Bacon wage rates apply.
4. **Low-Moderate Income Data:** Current HUD income guidelines apply.
5. **Matching Fund Requirements:** Matching funds are not required. The WVDO reserves the right to establish a match requirement in future funding announcements.
6. **Period of Performance:** Planning projects must be complete within one year. Construction projects must be completed within two years.
7. **Reporting Period:** Job creation goals must be achieved within two years of project completion.

All projects are subject to applicable CDBG regulations, including but not limited to 24 CFR Part 570, Sub-Part J, as amended or revised, and subject to the scope of the State of West Virginia's CDBG Policies and Procedures Manual and other Program Guidelines, as amended.

All broadband maps, reports and data inventory associated with CDBG grants are considered public information and will become property of the State of West Virginia and the West Virginia Broadband Enhancement Council.

## Agency Contacts

**West Virginia Broadband Enhancement Council**  
**Robert Hinton, Chairman**  
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**West Virginia Development Office**  
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**West Virginia Office of GIS Coordination**  
**Tony Simental, State GIS Coordinator**  
 tony.a.simental@wv.gov | 304-957-2025



# Emergency Solutions Grant (ESG)

The EMERGENCY SOLUTIONS GRANT (ESG) provides funding to sub-recipients for six program components including Street Outreach, Emergency Shelter, Rapid Re-housing, Homelessness Prevention, Homeless Management Information Systems (HMIS) and Administration.

## PROGRAM COMPONENTS

**Street Outreach** includes activities related to reaching out to unsheltered homeless individuals and families, connecting them with emergency shelter, housing, or critical services, and providing them with urgent, non-facility-based care.

**Emergency Shelter** funds are used for daily operations and maintenance to maintain the facility, but also can be applied to those essential services provided within the shelter including case management, child care, employment assistance, legal services, etc.

**Rapid Re-housing** activities include relocation and stabilization services and/or short to medium-term rental assistance as necessary to help individuals or families living in shelters or in places not meant for human habitation move as quickly as possible into permanent housing and achieve stability in that housing.

**Homelessness Prevention** activities include housing relocation and stabilization services, short to medium-term rental assistance as necessary to prevent the individual or family from moving to an emergency shelter, a place not meant for human habitation, or another place such as a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings, such as a car, park, abandoned building, bus or train station, airport, or camping ground.

**HMIS** funding is dedicated toward the usage of and staffing to run the Homeless Management Information System.

**Administration** covers those activities performed by the organization to run the agency and programs with funding provided by the ESG grant and can include staff salaries, wages, costs for goods and services to administer the program, and third-party contracts or agreements for legal services, accounting and audit services.

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west virginia  
CAD

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- Consultation with Continuums of Care (CoC)
- Coordination with other programs targeting the homeless population
- Coordination with mainstream resources (health, employment, education)
- Centralized or coordinated assessment
- Written standards for providing ESG assistance
- Participation in the Homelessness Management Information System (HMIS), or in the case of victim services providers, a comparable system

## PROGRAM EXPECTATIONS AND GOALS

The WVCAD ESG program exhibits interagency collaboration to address the five goals outlined in the U.S. Interagency Council on Homelessness' Federal Strategic Plan to Prevent and End Homelessness titled *Home, Together: The Federal Strategic Plan to Prevent and End Homelessness*. Those goals are to:

- End homelessness among Veterans
- End chronic homelessness among people with disabilities
- End homelessness among families with children
- End homelessness among unaccompanied youth
- End homelessness among all other individuals

## CURRENT PY18 FUNDING RECIPIENTS

Bartlett House  
Branches  
Cabell-Huntington Coalition for the Homeless  
CHANGE, Inc.  
Community Action of Southeastern WV  
Community Networks, Inc.  
Covenant House  
Daymark  
Greater Wheeling Coalition for the Homeless  
HOPE, Inc.  
Huntington City Mission  
NCWVCAA - Randolph County Shelter  
NCWVCAA - Scott Place  
Raleigh County Community Action Agency  
Roark Sullivan Lifeway Center  
Southwestern Community Action Agency  
WV Coalition to End Homelessness  
YWCA Sojourners

WV Community Advancement and Development A Division of the WV Development Office  
1900 Kanawha Boulevard East, Building 3 Suite 700, Charleston, WV 25305  
(304) 558-2234      www.wvcad.org      Lee Tabor, Program Manager

# Housing Opportunities for Persons with AIDS (HOPWA)

The HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) grant program, established by the AIDS Housing Opportunity Act, is the only Federal program in existence dedicated to the housing needs of people living with HIV/AIDS. Under the HOPWA program, the U.S. Department of Housing and Urban Development (HUD) grants funding to local communities, states, and nonprofit organizations for a number of projects for low-income persons living with HIV/AIDS and their families.

HOPWA program funding is flexible and supports a wide range of eligible housing activities and support services so subrecipients may customize programs based on numerous community housing and service needs, the special sub-populations served, and other available public and private resources. Persons living with HIV/AIDS in WV confront very unique barriers to accessing housing, care, and support services. These challenges are compounded by their experiences of housing discrimination, stigma, or limited local affordable housing options, and often jeopardize an individuals' chances of remaining stably housed. Research consistently shows that stable housing is a critical component of HIV care and prevention systems.

The purpose of the HOPWA program is to provide housing assistance and supportive services for low-income persons medically diagnosed with HIV/AIDS and their families, who are homeless, at risk of homelessness, or unstably housed. The program provides housing and other support to help the most vulnerable households in WV with multiple health and life challenges to achieve housing stability. HOPWA supportive housing also serves as a cost-effective housing intervention that increases access to care, reduces emergency care costs, and improves life outcomes for beneficiaries.

ESTIMATED PY2019 FUNDING ALLOCATION  
TO WVCAD FROM HUD  
APPROXIMATELY **\$453,725.00**

## CURRENT PY18 FUNDING RECIPIENTS

Caritas House  
Community Networks, Inc.  
Covenant House  
Greater Wheeling Coalition for the Homeless



## PROGRAM DESCRIPTION

WVCAD expects all sub-recipients to structure programs using a targeted approach which facilitates the coordination with all local, state, and federal programs in order to strengthen both program participants and the HOPWA program. Sub-recipients must demonstrate collaboration with the community and other HOPWA providers providing services in the same geographical area, if applicable. Utilizing coordinated entry and communication with their respective Continuum of Care and the Ryan White Foundation are strongly encouraged.

## PROGRAM EXPECTATIONS AND GOALS

- West Virginia Community Advancement and Development (WVCAD) administers the HOPWA allocation in West Virginia as a Grantee of HUD, and in compliance with the AIDS Housing Opportunity Act and other federal requirements.
- The HOPWA program is designed to meet the crucial needs of the most vulnerable citizens of the State, and resources will be allocated to those sub-recipients with the best outcomes for those they serve.
- Program emphasis should be placed on providing an adequate assessment of program participant's housing barriers with a focus on stabilizing their housing as soon as possible.
- HOPWA program participants should connect with other mainstream resources to assure the greatest impact with the least amount of HOPWA funds used.
- All funded HOPWA subrecipients are expected to develop, with the input of each program participant, an individualized housing plan.
- Program emphasis should be placed on successfully coordinating services for the program participants so that each person served has contact with a case manager and a primary health care provider which access and maintain medical insurance/assistance and sources of income.
- The overall goal of the WV HOPWA program is that 80% of those assisted with HOPWA housing assistance are stably housed at the end of the program year.

WV Community Advancement and Development *A Division of the WV Development Office*  
1900 Kanawha Boulevard East, Building 3 Suite 700, Charleston, WV 25305  
(304) 558-2234      [www.wvcad.org](http://www.wvcad.org)      Lee Tabor, Program Manager



The HOME Investment Partnerships Program (HOME) is funded by the U.S. Department of Housing and Urban Development under Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended and 24 CFR Part 92. The purpose of HOME is to increase the supply of decent, safe, sanitary, and affordable housing for very low-income and low-income households. The Fund is responsible for the administration of HOME. HOME funds for FY 2019 are estimated to be approximately \$4,600,000 from HUD and \$2,000,000 generated from Program Income, for a total of approximately \$6,600,000.

HOME funds are distributed principally through three subprograms, HOME Leverage, HOME Rental, and Community Housing Development Organizations (CHDO). A fourth program, CHDO Operating Funds, provides grants to CHDOs for the purpose of increasing the capacity of each CHDO recipient. These programs were created by the Fund to best serve those earning at or below 80% AMI for the county in which they reside. For each Federal fiscal year allocation of HOME funds to the State, 10% of that allocation is used to offset Fund administrative costs. As required by law, at least 15% of the State's HOME funds are reserved for exclusive use by CHDOs. HOME Leverage provides funds for home ownership opportunities through leverage loans. HOME Rental provides funds for the development of rental units. For nonprofit developers, who are certified CHDOs, CHDO provides funds for the development of rental units.

The following table lists the anticipated commitments of the FY 2019 HOME funds, and this is noted in the draft Action Plan.

Program	Anticipated FY 2019 HOME Funding (Approximate)		
	HOME Funding	Program Income	Estimated Units
HOME Leverage Loan	\$149,990		10
HOME Rental*	\$3,246,510	\$1,800,000	70**
CHDO (at least 15%)	\$710,000		4
CHDO Operating Funds	\$150,000		
Administration (10%)	\$472,954	\$200,000	
Totals	\$4,729,944	\$2,000,000	84

\*HOME Rental total funds: \$5,046,510.

\*\*HOME Rental: New construction 50 units; Rehab 40 units.

The national Housing Trust Fund Program (HTF) is funded by the U.S. Department of Housing and Urban Development under Title I of the Housing and Economic Recovery Act of 2008 and regulations at 24 CFR Part 93. The purpose of HTF is to increase the supply of decent, safe, sanitary, and affordable housing for extremely low- and very low-income households. The Fund is responsible for the administration of HTF. HTF funds for FY 2019 are estimated to be \$3,000,000 from HUD and \$10 generated from Program Income, for a total of \$3,000,010.

The following table lists the anticipated disbursement of the FY 2019 HTF funds, and this is noted in the draft Action Plan.

Program	Anticipated FY 2019 HTF Funding		
	HTF Funding	Program Income	Estimated Units
HTF Rental	\$2,700,000	\$10	50*
Administration (10%)	\$300,000	\$1	
Totals	\$3,000,000	\$11	50

\*HTF Rental: New construction 25 units; Rehab 25 units.

West Virginia Housing Development Fund  
 100 E. 10th Street, Suite 1000, Charleston, WV 25301  
 304.762.1000 • www.wvhdf.com



**FY2019 HUD CONSOLIDATED ANNUAL ACTION PLAN – COMMENT FORM**

To be considered in the Fiscal Year 2019 Action Plan, written comments must be received in the West Virginia Development Office at the address above or submitted via email to [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov) by the close of business on Thursday, May 2, 2019.

1. Please select one of the following:

I am submitting comments after reviewing the plan online.

I am submitting comments after attending a hearing in the City of \_\_\_\_\_

2. These comments are related to the CDBG, ESG/HOPWA, HOME, HTF program (circle one).

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<b>Name</b>			
<b>Organization</b>		<b>County</b>	
<b>Address</b>			
<b>Telephone</b>		<b>Email</b>	

**SIGN-IN SHEET**

STATE OF WV - 2019 ANNUAL ACTION PLAN for HUD FUNDING AND CITIZEN PARTICIPATION PLAN AMENDMENT PUBLIC HEARING

Date: April 25, 2019 Time: 2:30 - 4:00 p.m.

Location: Fairmont-Morgantown Housing Authority - Fairmont, WV

Name	Organization	Mailing Address	Phone	Fax	E-Mail	Signature
Ryan Harvey	WVDO	1900 Lincoln Boulevard 26504	(304) 957-2072	-	ryan.harvey@wv.gov	<i>Ryan Harvey</i>
Sheene Hunt	Region IV PDC	34 Mountain Park Drive, White Hall WV Boonshannon	304-361-5103	304-361-0201	sheenehunt@regioniv.com	<i>Sheene Hunt</i>
Jim Marshall	Region VII PDC	99 Edinboro Way 26601	304-972-6564	-	jmarshall@regionvii.com	<i>Jim Marshall</i>
Catherine Conkey	WVHDF	5710 MacCormick Ave, SE Chas WV 25304	304-391-8663	-	ccconkey@wvhdf.com	<i>Catherine Conkey</i>
Tony O'Leary	WV Dev. Office	State Cap. Bldg Bldg 3, Suite 800 Chas WV 25305	304-957-2043	-	tony.m.oleary@wv.gov	<i>Tony O'Leary</i>
Lee Taber	WVDO	1900 Kanawha Blvd East 304 368	304-559-2234	-	lee.g.taber@wv.gov	<i>Lee Taber</i>
Theresa Nichols	FMHA	P.O. Box 2738, Fairmont WV 26555	304-368-0820	-	tnichols@fmhousing.com	<i>Theresa Nichols</i>
Tina Boyer	NEWCAA	P.O. Box 279 Philippi, WV 26416	304-457-3420	-	tboyer@newcaa.org	<i>Tina Boyer</i>
Christal Crouse	FMHA	P.O. Box 2738 Fairmont WV 26555	304-368-0820	-	ccrouse@fmhousing.com	<i>Christal Crouse</i>
Sherry Risk	WVDO	1900 Kan Blvd Chas WV	304-558-2234	-	sherry.l.risk@wv.gov	<i>Sherry Risk</i>



# STATE OF WEST VIRGINIA

## PUBLIC HEARING MEETING NOTES FOR DRAFT OF FY 2019 ANNUAL ACTION PLAN

**Location:** Fairmont-Morgantown Housing Authority  
**Date:** April 25, 2019  
**Time:** 2:30 P.M. – 4:00 P.M.  
**Agencies:** West Virginia Development Office and West Virginia Housing Development Fund  
**Attendees:** Ten (refer to Sign-In Form)

The public hearing began with welcome remarks from Sherry Risk, Project Manager, with the West Virginia Housing Development Office (WVDO). Mrs. Risk thanked those in attendance and reminded the attendees to utilize the sign-in sheet. She announced the programs that would be discussed and the presenters.

Mrs. Risk started with an overview of the HUD-sponsored Community Development Block Grant (CDBG) program. She gave a history of the program's inception and the required objectives that must be met for a grantee to receive funding. One of the following national objectives must be met:

- Benefit low to moderate income persons
- Aid in the elimination of slum or blight
- Meet an urgent need due to a serious and immediate threat to the health and welfare of a community

All funds must be awarded to non-entitlement areas and the funding available in FY2019 is \$13,672,767. Two percent of the allocation will be for Administration and one percent is for Technical Assistance.

The State of West Virginia focuses its resources on infrastructure projects – specifically Water and Wastewater projects. The State of West Virginia will also allocate funding on Broadband Infrastructure Projects.

A draft of the annual action plan is available on WVDO's website under resources: <http://wvcad.org/resources>. Applications for CDBG funding will be due to the WVDO by July 10, 2019.

Mrs. Risk introduced the next presenter, Tony O'Leary (CDBG Broadband Project Manager), from the West Virginia Development Office. Mr. O'Leary presented on the State's CDBG Broadband Development Program.



The State plans to allocate up to \$2 million to broadband development under the Technology and Innovation category in one or more funding cycles with the first application deadline of September 30, 2019.

Eligible Activities under the CDBG Broadband Development Program include, but are not limited to, the following:

- Extension of existing service into underserved and unserved areas.
- Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks, etc.
- Installation of fiber backbone to assist in broadband deployment.
- Expansion of wireless broadband coverage into underserved or unserved areas.
- Planning for the above.

CDBG Broadband Planning Grants are capped at \$50k/Municipal Applicants, \$75k/County Applicants, \$125k/Regional Applicants. Broadband Construction projects are capped at \$1,250,000. Broadband Pilot or Demonstration Grants are capped at \$500,000.

After reviewing the CDBG Broadband Development Program handout, Mr. O'Leary introduced the next presenter, Cathy Colby, from the Housing Development Fund (WVHDF). Mrs. Colby is the Senior Manager of the HOME Program.

The purpose of the HOME program is to "increase the supply of safe, decent, sanitary affordable housing throughout the State."

The HOME Program will receive a HUD allocation of \$4,729,494 million for FY 2019 and generate approximately \$2 in Program Income.

HOME funds are distributed through three subprograms – NewHOME, HOME Rental, and Community Housing Development Organizations (CHDO) for projects to serve residents at or below 80% of AMI. The State is also allocated 10% of the allocation for Administration.

WVHDF also administers the Housing Trust Fund Program (HTF) and will have \$3 million available in 2019.

The next presenter was Lee Tabor, the Program Manager of the Emergency Solutions Grant (ESG) and the Housing Opportunities for Persons with Aids (HOPWA), which is currently administered by WVDO.

The ESG program provides quality emergency shelter services to those who meet HUD's definition of being at risk of homelessness and their income is at or below 30% of median income. The four components of the program are:

- Street Outreach
- Emergency Shelter
- Rapid Rehousing
- Prevention

The ESG program requires a dollar for dollar match. The allocation for FY 2019 is \$1,581,574. To be eligible for this funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to provide shelter or shelter services.

The HOPWA Program helps low-income individuals living with HIV/AIDS and their families establish or maintain stable housing, reduce their risk of homelessness, and improve access to health care and other needed support services. HOPWA funds may be used for housing, social services, program planning and development costs.

The HOPWA allocation for FY 2019 is \$512,579. To be eligible for the funding, the grantee must be a local unit of government or non-profit organization that currently provide or plan to provide housing and services for low-income WV residents living with HIV/AIDS.

Additional handouts and information were available at the meeting for all the programs discussed.

Time was set aside for questions and answers. Mrs. Sheena Hunt, Region 6 ED, inquired when FY19 CDBG applications would be available for applicants. WVDO noted that FY19 CDBG Applications (Infrastructure, not Broadband) would be due August 31st, 2019; however, a release date has not been identified. Attendees requested to have applications for at least two months. Jim Marshall, Project Specialist with RPDC 7, inquired if demolition projects would be approved this funding cycle. WVDO staff noted that this was being considered; however, would require an amendment to the current ConPlan. Staff reassured attendee his question would be taken back to supervisor/director.

# CDBG Funding for Broadband Development

Community Development Block Grant (CDBG) funds are available to municipal or county governments for projects to enhance communities by providing decent housing and suitable living environments and expanding economic opportunities. These grants primarily serve persons of low- and moderate- incomes. CDBG funds are granted to the State of West Virginia by the U.S. Department of Housing and Urban Development (HUD), and are administered by the West Virginia Development Office (WVDO).

While funding is primarily utilized for the development of water and sewer infrastructure, the WVDO recognizes that telecommunications, specifically broadband infrastructure, is a critical factor in West Virginia's ability to compete for economic development and job creation opportunities. As communities and economies become more connected, broadband infrastructure is an increasing concern, particularly among rural areas of West Virginia and areas in which low- to moderate-income residents do not have adequate access to this technology.

In FY 2019, **Technology and Innovation** is continued with an emphasis on broadband development in this category. Broadband enables individual users and businesses to accomplish more, in less time, connecting people and ideas faster. CDBG funding will be used to assist West Virginia communities in the development and completion of broadband planning and infrastructure projects. This dedication of funding will assist West Virginia's communities in the pursuit of economic development and job creation through the availability of broadband service, while contributing to the State's overall broadband development strategy. CDBG funding may be dedicated to projects which:

1. Assist in planning, analysis, and assessment activities that further the strategic deployment of broadband across the State;
2. Invest in projects that leverage other Federal, State, and local funding in the deployment of broadband infrastructure; and
3. Provide funding for broadband pilot and demonstration projects that provide for the innovative development of broadband facilities, infrastructure, and technology.

West Virginia is receiving \$13,672,767 in FY 2019 funding. The State dedicated approximately \$2.4 million in FY 2018 funds to broadband development along with recovered grant funding. A base allocation of \$2 million of the FY 2019

CDBG program budget will also be dedicated to broadband development. This amount may be adjusted based upon demonstration of public need.

The WVDO will coordinate projects with the West Virginia Broadband Enhancement Council (Council) and the West Virginia Geological and Economic Survey, Office of GIS Coordination (WVGES). CDBG funding will be available for broadband development in unserved areas and underserved areas, in accordance with State and Federal regulations. This blended approach recognizes that some areas lack connectivity, while others may have connectivity that is currently insufficient for economic development and job creation.

### **CDBG Guidelines and Requirements**

All HUD CDBG regulations apply and any amendments thereto shall apply as provided in the Federal regulations governing the CDBG program. All CDBG regulations are contained within the FY 2019 Application Forms and Instructions. All applications are subject to at least the following requirements:

1. **Citizen Participation:** Citizen participation requirements apply.
2. **Application:** The FY 2019 CDBG application must be submitted to the WVDO.
3. **Procurement:** All State and Federal procurement regulations apply.
4. **Environmental Review:** All HUD CDBG environmental review regulations apply.
5. **Labor Standards and Requirements:** Davis-Bacon wage rates will apply to contracted labor for construction, alteration, and/or repair in excess of \$2,000.
6. **Low-Moderate Income Data:** The most current HUD income guidelines apply.
7. **Administrative Costs:** Administrative costs may not exceed 10 percent of the total CDBG grant.
8. **Period of Performance:**
  - Planning projects must be complete within one year.
  - Construction projects must be completed within two years.
9. **Reporting Period:** Job creation goals must be achieved within two years of project completion.

### **Eligible Applicants**

All West Virginia municipalities and counties are eligible to apply for CDBG funds, except entitlement cities that receive funds directly from HUD, including Beckley, Charleston, Huntington, Martinsburg, Morgantown, Parkersburg, Weirton, Wheeling and Vienna. All CDBG funding is contingent upon full compliance with the application requirements, project qualification satisfying a HUD CDBG national objective, and all other requirements set forth in the FY 2019 Application and program documents.

## Eligible Activities

The primary objective of the CDBG program is to benefit low- and/or moderate-income persons. Recognizing that broadband connectivity has become essential for West Virginia's citizens, communities, and economy, the State is focused on increasing broadband access, infrastructure and connectivity throughout the state. To assist in this effort, the WVDO has identified several different eligible activities which can aid in the development of broadband access throughout communities.

Broadband infrastructure may be eligible for funding under the CDBG program as a public facility or improvement, as a private utility, or as a public service, depending on the nature and design of the project. Broadband investment is **most likely** to meet the low- and moderate-income requirement either by serving a primarily residential area in which at least 51 percent of the residents are low- and moderate-income, or by creating and retaining jobs of which at least 51 percent are held by or made available to low- and moderate-income persons. CDBG funds may be used to install wiring, fiber optic cables, and permanently affixed equipment such as receivers for areas to create broadband access. Eligible activities include:

- The acquisition, construction, reconstruction, rehabilitation, or installation of public facilities and improvements (which include infrastructure improvements) under **24 CFR 570.201(c)**.
- The acquisition, construction, reconstruction, rehabilitation, or installation of distribution lines and facilities of privately-owned utilities, which includes the placing underground of new or existing distribution facilities and lines under **24 CFR 570.201(f)**.
- Planning activities are eligible under **24 CFR 570.205** for eligible planning and capacity building activities. Eligible activities include the costs of research, preparation of plans, studies, analysis, training, and the identification of actions to implement plans.

## Funding Cycle

Fiscal Year 2019 CDBG funding for broadband development will be available from October 30, 2019 through June 30, 2020, or until all funds are depleted. Units of local government, Regional Planning and Development Councils and Economic Development Authorities will be notified as additional CDBG funding becomes available.

## Application Forms

All applicants will complete the FY 2019 CDBG application and comply with all CDBG program requirements.

## Matching Fund Requirements

Matching funds **are not** required for FY 2019 funding. The WVDO reserves the right to establish a match requirement in future funding announcements. Applicants are advised that grant funds may not cover the full amount of all planning activities leading to a construction project. Applicants should be prepared to contribute local resources or seek additional funding to develop a successful project.

## Citizen Participation Requirements

Two public meetings are required for **all** first-time applications. **Tear sheets or affidavits** of publication for the public meetings must be included in the application. Notification of the public meetings must be published in the newspaper at least five (5) days prior to the meeting, with the meeting being held on the sixth (6th) day after the notice appeared. The notification of the second public meeting may not be published until after the first public meeting is held.

## Application Planning Teams

Local governments are required to partner with a Regional Planning and Development Council to develop applications and administer CDBG grants, unless explicitly approved by the WVDO program manager. Local governments are required to establish a local management team that will coordinate with a State team consisting of representatives of the WVDO, Council, and the WVGES.

## Project Development Strategies

As with the design of water and sewer infrastructure projects, broadband projects may be completed in phases. Construction projects must be supported by an overall design, comparable to a preliminary engineering report (PER). The project design should describe the type of service required and an evaluation of alternatives and preliminary cost estimates for construction. Eligible activities for this funding, include but are not limited to the following:

1. Extension of existing service into underserved and unserved areas;
2. Provision of new service or upgrade of current services for economic development areas and anchors such as central business districts, business and industrial parks and business incubators;
3. Installation of fiber backbone to assist in broadband deployment;
4. Expansion of cellular or wireless broadband coverage into underserved or unserved areas; and

#### 5. Planning for the above.

While planning should be "technology neutral" and should not be skewed to favor one technology over another, the design must evaluate alternatives and recommend the most suitable technology for the project area. A local government's decision to pursue a specific technology, whether aerial or buried fiber-optic cable, wireless systems, or other technology, should be based on a comprehensive assessment of available assets and community needs. The design must incorporate an assessment of potential users and usage patterns to determine cost feasibility, as well as GIS mapping, an assessment of existing telecommunications infrastructure and assets, proposed routes and required easements, and recommendations for reaching unserved areas and remote areas.

## Grant Categories and Funding Thresholds

Broadband is described by the Federal Communications Commission (FCC) as a benchmark of 25 megabits per second (Mbps) downstream and 3 Mbps upstream, or a rate of 25/3. Should the FCC revise this definition, the State will follow the most current FCC guidelines for broadband, as outlined in West Virginia Code §31-G-1-13. Beyond the technical definition, broadband infrastructure must be a fit for the community and must incorporate the feasible applications of broadband technology.

**All applicants are encouraged to utilize CDBG funding as part of an economic development strategy that will result in the creation of a broadband development plan to leverage the additional funds needed to proceed to construction.** Applicants are advised that grant funds may not cover the full amount of all planning activities leading to a construction project. Applicants should be prepared to contribute local resources or seek additional funding to develop a successful project.

Local governments are required to partner with a Regional Planning and Development Council to develop applications and administer CDBG grants, unless explicitly approved by the WVDO program manager. Local governments are required to establish a local management team that will coordinate with a State team consisting of representatives of the WVDO, WVGES and the Council. The local management team should include, but not be limited to the following members:

1. Local Elected Official and/or Manager
2. Regional Planning and Development Council
3. Economic Development Authority
4. Project Manager and/or Project Designer

Planning projects must be completed within one year. Construction projects must be completed within two years. The WVDO reserves the right to partially fund a project. In addition, the WVDO reserves the right to negotiate the budget costs and scope of work with any applicant selected for approval.

**Planning Grants: \$30,000 to \$50,000 per municipal applicant; \$50,000 to \$75,000 per county applicant; and \$75,000 to \$125,000 per regional applicant.**

Planning activities are eligible under the HUD CDBG Regulation: § 570.205. Planning activities must be related to an activity that when undertaken, would be eligible under the CDBG program and meet one of the three HUD national objectives – benefit to low- and moderate-income persons, the elimination of slums and blight, or urgent need.

It is understood that regional and multi-jurisdictional approaches to broadband planning are critical to the successful deployment of broadband infrastructure. Planning assistance is not limited to the jurisdiction of the applicant and can include both regional and local planning and technical assistance activities. Regional planning grants require the designation of one lead applicant to comply with all requirements of the application and grant. The lead applicant will execute an agreement with all local jurisdictions included in the project.

Broadband planning grants are designed to enable local governments to conduct the assessments needed to develop effective strategies for the construction of broadband infrastructure. The WVDO will consider applications for planning, analysis, and assessment activities that further the strategic deployment of broadband across the State. Examples of eligible projects include, but are not limited to, needs assessments, infrastructure analysis, regional plans identifying network gaps, connectivity strategies and identifying comprehensive solutions to existing barriers to broadband connectivity and/or access. Planning activities are eligible under the HUD CDBG Regulation: § 570.205 for eligible planning and capacity building activities. Eligible activities include the costs of research, preparation of plans, studies, analysis, training, and the identification of actions to implement plans, including:

1. Comprehensive Plans
2. Community Development Plans
3. Functional Plans, in areas such as:
  - a. Economic Development
  - b. Floodplain Management
  - c. Transportation; and
  - d. Utilities (including broadband)
4. Other Plans and Studies
  - a. Neighborhood Plans
  - b. Capital Improvements



- o Individual Project Plans, excluding engineering and design costs related to a specific activity which are eligible under § 570.201-204.

Funds may be used to procure professional assistance as necessary with proper oversight by the applicant. Public/private partnerships are encouraged to help leverage resources of both private providers and local governments to achieve the broadband goals for the community. Grants for broadband planning activities must meet the following criteria:

1. Applicants must allow any interested private sector service providers to participate in the planning process including development of solutions.
2. Potential private sector as well as public/private solutions must be considered in the final plan.
3. The Applicant's planning process should assess the current level of Broadband availability, including used and unused capacity, the cost of realizing current unused capacity and the community's desired broadband service level, including prioritization of community's broadband needs (redundancy, reduced costs, increased speeds, etc.) and multiple options for achieving desired broadband service levels (including public or private options).

#### **Construction Grants: \$1,250,000 maximum per applicant.**

Construction grant applications must be supported by a comprehensive Community Broadband Plan that includes a community profile, project budget and preliminary design, similar to a preliminary engineering report (PER). Funds may be used for engineering, permitting, acquisition, construction, inspection, legal services, project administration and other requirements, according to State CDBG program design requirements. Applicants must submit either:

1. A completed asset inventory and technical concept to sufficiently demonstrate the scope and benefit of the project, or a design prepared by a local project team that meets the requirements of another Federal funding agency, such as a USDA Community Connect application.
2. A completed project plan or design prepared by a project design firm.

#### **Pilot or Demonstration Grants: \$500,000 maximum per applicant.**

The State will consider broadband pilot and demonstration projects that provide for the innovative deployment and installment of broadband facilities and infrastructure. Examples of pilot projects may include:

1. Implementation or enhancement of free public wireless access in a central business district as part of an overall plan for entrepreneurial or e-commerce development resulting in job creation for low- to moderate-income residents.
2. Construction of a specific phase of a broadband network. For example, phase one may include 4.5 miles of fiber to link critical municipal services, 10 businesses and 50 residential customers.

## Matching Grants

The State will invest in projects that leverage other Federal, State, and local funding in the deployment of broadband infrastructure. CDBG funds may be matched to eligible projects also funded by other State, Federal and private sources. Potential sources of broadband funding include the following agencies:

1. U.S. Department of Agriculture Community Connect and ReConnect programs;
2. U.S. Economic Development Administration; and the
3. Appalachian Regional Commission (ARC).

The Matching Grant application may represent the amount or percentage of matching funds **as required** by the funding agency. The application must be supported by a commitment letter from the funding agency, or a copy of the completed application, confirmation of submission, date of anticipated award, program criteria and guidelines, or any additional information requested by the WVDO.

## Project Outcomes and Selection Criteria

Applicants must describe project outcomes in detailed and measurable terms. Data provided must include absolute numbers and specific properties by type. Outcomes must include, at a minimum, the following information:

1. Number of businesses that will be provided with improved and/or new broadband service.
2. Number of households that will be provided with improved and/or new broadband service.
3. Number of key economic development anchors that will be served. Include an inventory of residential properties, businesses, schools, healthcare facilities, community centers, industrial locations, government agencies, nonprofit organizations, technical and training centers, and related facilities.
4. Number and type of new infrastructure assets.
5. Number, type and speed of new services to be pursued. Broadband services may include voice, data, and video over a variety of platforms, including but not limited to, cable modem, fiber optics, fixed wireless, mobile wireless and satellite. **NOTE:** The FCC definition of broadband must be met or exceeded.

Competitive project applications will deploy broadband to underserved and unserved areas, with an emphasis on economic growth and job creation serving low- to moderate-income areas and residents. Projects that demonstrate detailed and measurable outcomes and a high degree of demand from end users in the project area will receive higher priority. The WVDO reserves the right to fund some, all or none of the applications submitted. All applications will be reviewed, according to the following selection criteria:

1. The relationship to a HUD national objective, the number of low- to moderate-income persons to be served by the project, and the impact on minority areas;
2. The relationship to the CDBG program design objectives and proposed Fair Housing initiatives;
3. The public health, environmental, and economic development benefits of the project;
4. The readiness of the project to proceed;
5. The degree to which the project will correct identified deficiencies or achieve the performance measures provided;
6. The cost effectiveness of the project;
7. The availability of other sources of funds for the project;
8. The degree to which the project achieves state, regional, and local planning goals;
9. The status of any existing open grants;
10. The applicant's capacity to administer the project.
11. Additional criteria for economic development projects will include, as applicable: Local financial commitment; capital and/or business investment of benefitting business; wages to be paid and benefits available to employees; and the financial condition of benefitting business(es), according to HUD underwriting guidelines found at 24 CFR Part 570.20.
12. The project's ability to utilize awarded CDBG funds for Planning to develop effective strategies to lead to future infrastructure projects, including funding strategies, which consist of the CDBG program and/or other federal and private sector based broadband funding programs.

## HUD National Objectives

### Qualifying the CDBG Project

The primary statutory objective of the CDBG program is to develop viable communities by providing decent housing and a suitable living environment and by expanding economic opportunities. These grants primarily serve persons of low- and moderate-income. All CDBG assisted activities must be eligible and meet one of three national objectives – benefit to low- and moderate-income persons, elimination of slums/blight, and urgent need. Planning activities are eligible under the HUD CDBG Regulation: § 570.205 for eligible planning and capacity building activities. Eligible activities include the costs of research, preparation of plans, studies, analysis, training, and the identification of actions to implement plans. **Note: If an activity is eligible but does not meet a HUD national objective, that activity becomes ineligible. Any activity not shown to meet at least one HUD national objectives will not be considered for funding.** Eligibility for the HUD national objective of benefit to low-and moderate-income persons may be demonstrated through one of the following methods:

1. Benefit to Low- Mod Area (LMA), or
2. Creation of Low-Mod Jobs (LMJ).

## **Benefit to Low-Mod Area (LMA)**

### **Income Eligibility: Area-Wide Benefit to Low- and Moderate-Income Individuals**

The service area must be in a primarily residential area where not less than 51 percent of the persons residing in the area are low and moderate income. Grantees must also consider the nature of the activity (its size and structure), the location of the activity, and the availability of comparable broadband infrastructure.

The Area-Wide Benefit to Low- and Moderate-Income Individuals category includes activities that benefit all residents in a specific area or neighborhood, where at least **51 percent** of the residents are LMI persons. LMI determination is based upon the income of a family, household, or individual living in the project area whose household income does not exceed **80 percent** of the median income for the area, with adjustments for smaller and larger households or families, based upon HUD data. Each application must provide information for the Census Tract(s) and Block Group(s) most closely approximating the project area. Income survey results must be compared to the most recent LMISD percentage for the census geography that most closely matches the service area. The difference between the LMISD and the Income Survey data must be explained in the application.

Income eligibility must be verified by one of the following methods:

**1. ACS/Census: HUD Income Summary Data/LMISD in compliance with HUD CPD Notice 14-10:**

To qualify by Census, the census blocks/areas must closely align with the service area and have a 51 percent or greater LMI population, according to HUD generated census data. The 2019 HUD Income Summary Data/LMISD data, based upon the American Community Survey (ACS), is available at <https://www.hudexchange.info/programs/acs-low-mod-summary-data/acs-low-mod-summary-data-block-groups-places/> If the project area is a census tract(s), select ALL BLOCK GROUPS. If the project area is a whole town or county, select **LOCAL GOVERNMENT SUMMARIES**.

**2. Income Survey: In compliance with HUD CPD Notice 14-013:**

To qualify by Income Survey, review HUD CPD Notice 14-013 available at <https://files.hudexchange.info/resources/documents/Notice-CPD-14-013-Guidelines-for-Conducting-Income-Surveys-LMI-CDBG-Activity.pdf>, and the **WVDO Income Survey Guide** available at <http://wvcd.org/resources>. Review the WVDO Income Survey Guide and contact the WVDO prior to conducting an Income Survey. The Income Survey should include detailed descriptions of the project area, sample, methodology, tabulations and results. Verify that income surveys are conducted using true **random**

sample. Previously completed income surveys should be no more than **three** years old. Applicants with surveys exceeding three years may request a waiver. **Use the most recent HUD Income Limits available.** The HUD Income Limits are available at [https://www.huduser.gov/portal/datasets/il/#2018/select\\_Geography.odn](https://www.huduser.gov/portal/datasets/il/#2018/select_Geography.odn). Choose West Virginia at this link and identify the proper County or Metropolitan Statistical Area.

## Creation of Low-Mod Jobs (LMJ)

### Income Eligibility: Creation or Retention of Jobs for Low and Moderate-Income Individuals

Economic development proposals must lead to the direct retention or creation of jobs, 51 percent of which are **taken by** or will be **made available to** low- and moderate-income (LMI) persons, according to HUD data and consistent with 24 CFR 570.483(b)(4). **Proposals must outline a strategy for making jobs available to low- and moderate-income persons.** Note: Proposals to utilize the "available to" concept must request authorization from the WVDO. Proposals must demonstrate:

1. The specific number of jobs to be created or retained;
2. That new jobs will be created within two years; and
3. That the project cannot be undertaken without CDBG funds.

HUD has developed guidelines for financially underwriting and selecting CDBG-assisted economic development projects which are financially viable and will make the most effective use of the CDBG funds. As stated in 24 CFR Part 570.209, where appropriate, HUD underwriting guidelines recognize that different levels of review are appropriate to take into account differences in the size and scope of a proposed project, and in the case of a microenterprise or other small business to take into account the differences in the capacity and level of sophistication among businesses of differing sizes. The objectives of the underwriting guidelines are to ensure:

1. That project costs are reasonable;
2. That all sources of project financing are committed;
3. That to the extent practicable, CDBG funds are not substituted for non-Federal financial support;
4. That the project is financially feasible;
5. That to the extent practicable, the return on the owner's equity investment will not be unreasonably high; and
6. That to the extent practicable, CDBG funds are disbursed on a pro rata basis with other finances provided to the project.

### **Public Benefit Standards**

Funds granted under the Low- Mod Jobs (LMI) category are subject to the public benefit standards established by HUD. No more than \$25,000 per net new job may be awarded. These projects are subject to a maximum grant of \$500,000, and a limit of \$25,000 per job, unless otherwise approved by the WVDO.

When the job creation activity undertaken is a public improvement and the activity is designed to also serve a primarily residential area, the activity must meet the dual LMI benefit requirements of 24 CFR 570.483(b)(1) (area wide benefit) and 483(b)(4) (job creation requirements) unless the State agrees in advance that service to the residential area is clearly incidental. The activity must be described in sufficient detail for the affected citizens and the State to understand how a national objective is to be achieved, the service area and the location of the project, the intended use of funds. Documentation as set forth in 24 CFR 506(b)(5) (6) or (7), is required.

The application shall contain a description of the project, the exact physical location by census data of the facility, and the area served in sufficient detail so that the State, HUD, and the public can conclude that the activity is eligible under 570.482 and public benefit justifies the investment.

### **Job Creation Commitment**

A commitment to create a certain number of jobs based on public benefit must be obtained from the benefitting local business(es), as applicable. The businesses must outline affirmative steps and a plan to hire all LMI persons necessary to fulfill its job creation commitment within two years from the date of project completion. To fulfill the LMI job requirements, jobs must either be **taken by** LMI persons, or jobs must be **made available to** LMI persons. Approval must be obtained from the WVDO prior to using the "available to" method.

Without such commitments, the projects will be viewed as speculative and will not be funded. Further, the applicant is at risk for the funds expended until the national objective is met, i.e., the jobs created. CDBG funding is subject to recapture if job creation requirements are unmet. If the actual location of the business is not located in an "presumed benefit" area, the WVDO recommends utilizing the local Workforce West Virginia office to capture all required financial and EEO data from each applicant.

### **Job Creation Forms**

The State has designed job creation commitment forms for private businesses. The applicant may design and utilize its own forms if, at a minimum, the information contained in the applicant's form contains the information found in the State forms. In addition, 24 CFR 570.482(f) and 570.483(b) (4)(v)(F) requires the assistance to be reasonable in

relation to public benefit and the number of jobs expected to be created or retained by the affected businesses are sufficient to justify the investment.

### **Anti-Pirating Requirement**

The State discourages the use of CDBG funds to relocate a business from one area of the State to another unless for purposes of expansion that cannot be accommodated in the current area. It is not the State's intention to provide assistance that would create conditions whereby assisted businesses will obtain an unfair competitive advantage in relation to similar businesses within the same market area. Additionally, the State is interested in creating high quality jobs that will provide an income sufficient to elevate LMI persons out of that economic status. High quality jobs are those that provide a livable wage and access to a benefit package.

### **Regulatory Citations**

- The installation, rehabilitation, or reconstruction of public facilities and improvements [24 CFR 570.201(c)].
- Privately-owned utilities [24 CFR 570.201(f)]; and non-profit owned, non-residential buildings as identified at 24 CFR 570.202(a)(4), may meet the national objective of benefit to low- and moderate-income persons on an area basis [24 CFR 570.208(a)].
- Assistance to for-profit businesses under 24 CFR 570.203(b) would meet the low- and moderate-income job creation/retention national objective [24 CFR 570.208(a)(4)].
- Businesses that conduct online retail or have call centers are most likely to create jobs directly related to the provision of broadband services.
- Activities assisted under 24 CFR 570.203(b) must also meet the public benefit standards at 24 CFR 570.209. The business assisted must either provide goods or services to low- and moderate-income residents or create or retain one full-time equivalent, permanent job per \$25,000 of CDBG funds used. Providing broadband service would fall under the category of goods or services.



## Community Development Block Grant Implementation Meetings for Grantees

### FAIR HOUSING

#### Who is responsible for Fair Housing?



#### What is Fair Housing?

Fair Housing is the right to choose housing free from unlawful discrimination. The Fair Housing Act protects people from discrimination in housing based on race, color, religion, sex, national origin, familial status, and disability. The West Virginia Fair Housing Act includes two additional protected classes, ancestry and blindness. Under the Fair Housing Act, discrimination is illegal in housing transactions such as rentals, sales, lending, and insurance.

#### What is Affirmatively Furthering Fair Housing?

Affirmatively furthering fair housing is a requirement to use Federal financial assistance and other housing program resources in a manner that counteracts housing segregation, overcomes barriers to fair housing choice and promotes equal housing opportunity.

Affirmatively furthering fair housing is one of the guiding principles of the U.S. Department of Housing and Urban Development (HUD), and is a **requirement** for participation in the CDBG Program in the State of West Virginia. Therefore, as the recipient of this funding, the Grantee must certify that it will take actions necessary to affirmatively further fair housing.

#### Origins of Affirmatively Furthering Fair Housing.

The Fair Housing Act and other federal regulations require that the State of West Virginia, as well as local jurisdictions and municipalities that receive federal funding, take steps to affirmatively further fair housing. As the administrator of this funding, the West Virginia Development Office (WVDO) is responsible for monitoring this activity. As the recipient, the Grantee is responsible for compliance with the rules and regulations associated with this funding, which include:

#### Title VIII of the Civil Rights Act

As stated in the grant agreement, the Grantee must comply with Title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601-20 et. seq.), also known as the Fair Housing Act, and Executive Order 12892. As stated above, the Fair Housing Act prohibits any person from discriminating in the sale or rental of housing, the financing of housing, or the provision of brokerage services, including otherwise making unavailable or denying a



dwelling to any person, because of race, color, religion, sex, national origin, familial status and disability.

#### **Title I of the Housing and Community Development Act of 1974**

The CDBG Program is authorized under Title I of the Housing and Community Development Act of 1974. The program provides annual grants on a formula basis to entitled cities and counties to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low- and moderate-income persons.

Housing is an eligible CDBG activity, however, due to the critical need for continued investment in water and wastewater systems throughout the State, most CDBG funding is dedicated to improvements in these systems and a small percentage is dedicated to broadband.

Infrastructure is a key component in the development of safe and sanitary housing and is an investment in the community as a whole. The same non-discriminatory practices apply when selecting customers or neighborhoods that will be served by the infrastructure improvements that will be made with the CDBG funding.

*HUD requires a non-discriminatory policy, and advocates that all grant recipients be proactive in their communities and identifying any impediments that may prohibit fair housing practices. These impediments may include: infrastructure, transportation, lack of rental housing in rural areas, and many other possible areas of need.*

#### **What can I do?**



#### **Summary of Activities to Affirmatively Furthering Fair Housing.**

Please consider this vital information when submitting your organization's "Summary of Activities to Affirmatively Further Fair Housing". This report must be submitted annually to WVDO by July 31st, and your participation is required. Our office will contact you with additional information regarding this report. Also, during required monitoring visits, your organization will be asked to list the actions you've taken and to provide records of the actions you have taken to affirmatively further fair housing.

In addition, the month of April marks the anniversary of the enactment of Title VIII of the Civil Rights Act of 1968. Within your packet of information, you will find information regarding your organization's implementation of a Fair Housing Resolution.

A complete review of applicable rules and regulations related to Fair Housing is provided in the CDBG Policies and Procedures Manual. Activities to affirmatively further fair housing may include:

- **Advertising:** Use the Equal Housing Opportunity logo or slogan on all signs, etc., brochures and other communication. Media may include, but is not limited to, websites, newspapers, radio, television, brochures, bulletin boards, and signs.

- **Fair Housing Poster:** Local governments should display the HUD fair housing poster at offices and properties, as well as CDBG project sites. (See HUD link below to order or download posters, etc.)
- **CDBG Project Sign:** Local governments should post, in a conspicuous location at all CDBG project sites, a sign displaying prominently either the HUD approved Equal Housing Opportunity logo or slogan or statement.
- **Local Zoning Review:** The Fair Housing Act prohibits a broad range of housing practices that discriminate against individuals on the basis of race, color, religion, sex, disability, familial status, or national origin; commonly referred to as protected characteristics (also ancestry and blindness in WV.) The Fair Housing Act thus prohibits state and local land use and zoning laws, policies, and practices that discriminate based upon a characteristic protected under the Act.

#### Additional Tips and Resources

- *Declare April as Fair Housing Month in the form of a resolution attachment B-7 in the CDBG Policies and Procedures Manual, Chapter 8, available online at: [www.wvcommerce.org/downloads](http://www.wvcommerce.org/downloads)*
- *Housing information can be found at:*
  - [www.hud.gov/offices/fheo/index.cfm](http://www.hud.gov/offices/fheo/index.cfm)
  - [www.fairhousing.com](http://www.fairhousing.com)
  - [www.justice.gov/crt/about/hceaf](http://www.justice.gov/crt/about/hceaf)
  - [www.nationalfairhousing.org](http://www.nationalfairhousing.org)
- *Add Equal Opportunity Employer (EOE) or "This Community Supports Fair Housing Practices" to your letterhead.*
- *Use the Equal Housing Opportunity symbol in general publications. This logo is available at the HUD website:*  
<https://portal.hud.gov/hudportal/HUD?src=/library/bookshelf/11/hudgraphics/fheologo>
- *Fair Housing Planning Guide*  
<http://www.hud.gov/offices/fheo/images/fhpg.pdf>
- *U.S. Department of Housing and Urban Development*  
[http://portal.hud.gov/hudportal/HUD?src=/program\\_offices/fair\\_housing\\_equal\\_opp](http://portal.hud.gov/hudportal/HUD?src=/program_offices/fair_housing_equal_opp)
- *Fair Housing Laws*  
[http://tinyurl.com/FHLaws\\_yourrights](http://tinyurl.com/FHLaws_yourrights)
- *How to file a Fair Housing Complaint*  
[www.hrc.wv.gov](http://www.hrc.wv.gov)
- *Provide a link from your website to the agency websites listed above.*

# Proclamation

## by Governor Jim Justice

**Whereas,** equal opportunity in housing is a right guaranteed to all Americans under Title VIII of the Civil Rights Act of 1968; and

**Whereas,** the 51<sup>st</sup> anniversary of the National Fair Housing Law provides an opportunity for all Americans to rededicate themselves to the principle of freedom of choice and to reacquire themselves with the rights and responsibilities that are theirs under the law; and

**Whereas,** implementation of the fair housing policy of West Virginia requires the positive commitment, involvement, and support of each and every one of our citizens; and

**Whereas,** the departments and agencies of the State of West Virginia provide leadership in an effort to make fair housing a right that can be realized by all of our citizens.

**Now, Therefore,** Be it Resolved that I, Jim Justice, Governor of the Great State of West Virginia, do hereby proclaim *April 2019* as:

### *Fair Housing Month*

in the Mountain State and encourage all citizens to support the practice and policy of fair housing in their personal lives, as well as in their workday duties.

**In Witness Whereof,** I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

**Done** at the Capitol, City of Charleston, State of West Virginia, this the First day of March, in the year of our Lord, Two Thousand Nineteen, and in the One Hundred Fifty-Sixth year of the State.



  
Jim Justice  
Governor

By the Governor:

  
Mac Warner

**WHERE YOU LIVE IS YOUR CHOICE**

**DON'T LET ANYONE TELL YOU OTHERWISE.**

It's hard to know if someone really is a good landlord until you've been through the process. But it's even harder to know if a landlord is a good person. That's why it's important to know your rights. The Fair Housing Act says that landlords can't discriminate on the basis of race, color, sex, religion, national origin, or disability. And if you have a physical or mental disability, your landlord has to make reasonable accommodations for you. So, if you're looking for a new home, make sure you know your rights. Fair Housing is Your Right. Use It!

Visit [hud.gov/fairhousing](http://hud.gov/fairhousing) or call the HUD Hotline 1-800-669-9777 Español/Spanish: 1-800-927-9275-011

**Fair Housing is Your Right. Use It!**



**TÚ ELIGES DÓNDE VIVIR**

**No permitas que te digan lo contrario.**

Es difícil saber si alguien realmente es un buen propietario hasta que has pasado por el proceso. Pero es aún más difícil saber si un propietario es una buena persona. Por eso es importante saber tus derechos. La Ley de Vivienda Equitativa dice que los propietarios no pueden discriminar en función de raza, color, sexo, religión, origen nacional o discapacidad. Y si tienes una discapacidad física o mental, el propietario tiene que hacer ajustes razonables para ti. Así que, si estás buscando un nuevo hogar, asegúrate de saber tus derechos. La Vivienda Equitativa es tu derecho. Úsalo!

Visita [hud.gov/fairhousing](http://hud.gov/fairhousing) o llama a la línea directa de HUD 1-800-669-9777 Español/Spanish: 1-800-927-9275-011

**La Equidad de Vivienda es Tu Derecho. Úsalo.**



**For additional information, contact:**  
 Ryan Halsey, West Virginia Development Office  
 Building 3, Suite 700, Charleston, West Virginia  
 25305 [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov), 304-957-2096

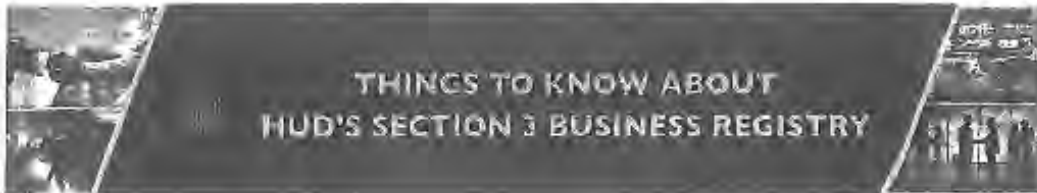


## SECTION 3 CLAUSE

The following Section 3 clauses must be incorporated into every contract/agreement that is entered into as a result of this award.

Pursuant to Part 135 – Economic Opportunities for Low- and Very Low-Income Persons, § 135.38 Section 3:

- A) The work to be performed under this contract is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (Section 3). The purpose of Section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by Section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.
- B) The parties to this contract agree to comply with HUD's regulations in 24 CFR Part 135 which implement Section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the Part 135 regulations.
- C) The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this Section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the Section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each, and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.
- D) The contractor agrees to include this Section 3 clause in every subcontract subject to compliance with regulations in 24 CFR Part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this Section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR Part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR Part 135.
- E) The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR Part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR Part 135.
- F) Noncompliance with HUD's regulations in 24 CFR Part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD-assisted contracts.



## THINGS TO KNOW ABOUT HUD'S SECTION 3 BUSINESS REGISTRY

### **What is Section 3?**

Section 3 of the Housing and Urban Development Act of 1968 (Section 3) ensures that HUD-funded jobs, training, and contracts are provided to local low-income residents, particularly those that reside in public housing, and businesses that substantially employ them.

### **What is a Section 3 Business?**

Section 3 businesses are:

- a. 51% or more owned by residents of public housing or persons whose income does not exceed HUD's local area low-income limits (i.e. Section 3 residents); or
- b. Comprised of 30% or more full-time employees who are Section 3 residents; or
- c. Can provide evidence of a firm commitment to award 25% or more of sub-contracts to businesses that meet a. or b.

Please visit the "[Am I a Section 3 Business?](#)" Calculator

### **What is the Section 3 Business Registry?**

The Section 3 Business Registry is a national registry of businesses that have self-certified to HUD that they meet one of the definitions of a Section 3 business.

### **How Does the Section 3 Business Registry Benefit Section 3 Businesses?**

Section 3 businesses are entitled to a preference for local HUD-funded contracts. The Section 3 Business Registry facilitates the notification about HUD-funded contracts to eligible firms.

### **How Can A Business Sign Up for the Section 3 Business Registry?**

Businesses can sign up for the Section 3 Business Registry at: [www.hud.gov/sec3biz](http://www.hud.gov/sec3biz)

### **How Does the Section 3 Business Registry Help HUD Grantees, and Their Contractors?**

PHAs, other HUD grantees, and their contractors are required to notify Section 3 businesses about the availability of HUD-funded contracts to solicit bid proposals. The Section 3 Business Registry is a tool that helps them locate prospective Section 3 businesses. Please visit: [www.hud.gov/sec3biz](http://www.hud.gov/sec3biz) to search for local Section 3 businesses.

### **Are Businesses in the Section 3 Business Registry Guaranteed HUD-funded Contracts?**

No. Businesses in the Section 3 Business Registry must still compete for local HUD-funded contracts. They must possess the necessary qualifications and comply with all procurement requirements.

### **Does HUD Verify Businesses in the Section 3 Business Registry?**

HUD does not verify that self-certified businesses in the Section 3 Business Registry meet one of the definitions, nor does the Department endorse the services they provide. As such, PHAs, other HUD grantees, and their contractors are encouraged to exercise due diligence by checking the eligibility of businesses in the Section 3 Business Registry before providing them preference for HUD-funded contracts.

### **Where Can I Find Out More Information About Section 3?**

[www.hud.gov/section3](http://www.hud.gov/section3)

## Grantee Unique Appendices

1000 Kanawha Blvd. E.  
Building E - 5078 600  
Charleston, WV 25302



WestVirginia.gov  
(304)526-4144  
(800)485-3388

May 24, 2019

Mr. John E. Tolbert, III  
Director  
Community Planning and Development Division  
U.S. Department of Housing and Urban Development  
Pittsburg Field Office  
William Moorhead Federal Building  
1000 Liberty Avenue, 10<sup>th</sup> Floor  
Pittsburgh, Pennsylvania 15222

**RE: State of West Virginia  
Fiscal Year 2019 Consolidated Annual Action Plan  
SF-424s, SF-424Ds, and Certifications**

Dear Mr. Tolbert:

As required by 24 CFR Part 91, the State of West Virginia has submitted its Fiscal Year 2019 Consolidated Annual Action Plan in the Integrated Disbursement and Information System (IDIS) online reporting system. The IDIS online report includes all components required by Section 91.320 for funding provided by the U.S. Department of Housing and Urban Development for the Community Development Block Grant, Emergency Solution Grant, HOME Investment Partnerships, Housing Opportunities for Persons with AIDS, and Housing Trust Fund programs.

Enclosed you will find the original executed SF-424s, SF-424Ds, and Certifications for each program.

Please call me at (304)957-2009 if you have any questions regarding these documents. Thank you.

Sincerely,

James Bush  
Infrastructure Unit Manager

cc: Jill Moyer, HUD Pittsburg Field Office  
Cathy Colby, WVHDF

Enclosures





State of West Virginia  
Fiscal Year 2019 Update to the Analysis of  
Impediments to Fair Housing





May 24, 2019

### Cover Sheet

1. Submission date: May 24, 2019
2. Contact name: Jennifer Ferrell, Director, Community Advancement and Development
3. Type of submission: Annual Update to Analysis of Impediments to Fair Housing
4. Submitter contact information:
  - a. Name: Ryan Halsey
  - b. Title: CDBG Project Manager
  - c. Department: West Virginia Development Office
  - d. Street address: 1900 Kanawha Boulevard East Building 3, Suite 600
  - e. City: Charleston
  - f. State: West Virginia
  - g. Zip code: 25305
5. Agencies covered by update:
  - a. West Virginia Development Office – Lead Agency
  - b. West Virginia Housing Development Fund
6. Period covered by this assessment: Fiscal Year 2019: July 1, 2019 to June 30, 2020

## State of West Virginia 2019 Update to the Analysis of Impediments to Fair Housing

### INTRODUCTION

The State of West Virginia is required to submit certification that it is affirmatively furthering fair housing to the U.S. Department of Housing and Urban Development (HUD). The certification has three elements and requires that the State of West Virginia:

1. Complete an Analysis of Impediments to Fair Housing Choice;
2. Take actions to overcome the effects of any impediments identified through the analysis; and
3. Maintain records reflecting the actions taken in response to the analysis.

HUD defines impediments to fair housing choice in terms of their applicability to local, state and federal law. These impediments include:

1. Any actions, omissions or decisions taken because of race, color, religion, sex, disability, familial status, or national origin that restrict housing choices or the availability of housing choice.
2. Any actions, omissions, or decisions which have the effect of restricting housing choices or the availability of housing choices based on race, color, religion, sex, disability, familial status, or national origin.

The West Virginia Development Office (WVDO) administers the Community Development Block Grant (CDBG) program, the Emergency Solutions Grant (ESG) program and the Housing for Persons with AIDS (HOPWA) program; while the West Virginia Housing Development Fund (WVHDF) administers the HOME Investment Partnerships (HOME) program and the Housing Trust Fund (HTF). These programs and agencies work collaboratively to fulfill HUD's mission for each program and to Affirmatively Further Fair Housing.

This document serves as the 2019 update to the Analysis of Impediments (AI) that will provide any necessary historical information, propose actions to be taken during the upcoming year to eliminate the impediment, or propose data to remove the impediment from future reporting.

At the end of this program year, as part of the Comprehensive Annual Performance Evaluation Report (CAPER), the State of West Virginia will report on actions to affirmatively further fair housing. The State will provide a summary of the AI and a description of the actions taken during the past program year, along with an analysis of the impact of these actions.

## SUMMARY OF THE PROCESS

As required by HUD, West Virginia completed an original AI in 1998, with updates annually. In 2014, the WVDO and WVHDF obtained community input regarding the impediments to Fair Housing choice to provide an Interim Update to the existing AI, and in preparation for the enactment of HUD's new rule regarding the Assessment of Fair Housing (AFH). This update included the distribution of a survey to community stakeholders and training and feedback regarding previously identified impediments.

The 2014 Interim Update indicated that several previously identified impediments had been adequately addressed. Subsequently, in May 2016, the State submitted its 2016 Update to the AI to provide historical information and propose actions to be taken during the upcoming year. Within the 2016 Update to the AI, the State provided the information necessary to remove five (5) impediments from future reporting. This action was based upon the findings of the 2014 Interim Update and relevant data provided by collaborative State agencies and related nonprofit organizations, advocacy groups and service providers.

The State of West Virginia will continue to update action steps through the current Consolidated Plan years 2015-2019. Information and data compiled in this process may lead to the removal of previously identified impediments or the identification of new impediments.

While the new regulations calling for the creation of an Assessment of Fair Housing have been indefinitely delayed by the current administration, the state intends to perform a new Analysis of Impediments to be provided with the next 5-year consolidated plan.

### Limited English Proficiency

Upon review of the State's FY 2016 CAPER, the FHEO Director of the HUD Pittsburgh Field Office indicated that the State of West Virginia must undertake and/or update its four-factor analysis for Limited English Proficiency (LEP) in accordance with the Final Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons.

According to the 2015 U.S. Census, the percentage of households in West Virginia with a language other than English spoken at home, age five years or higher, was 2.5% for 2011 through 2015. As outlined in the memo and stated in the LEP Final Guidance, the State will evaluate recent demographic data to determine necessary language assistance for those not proficient in English.

The 2010-2014 American Community Survey Five-Year Estimates indicate that the State's total population was 1,853,881. Of this total, 59,129 (3.2%) were Black or African American alone and the

State's minority population was 159,986 (8.4%). Moreover, the Hispanic or Latino population of West Virginia was 1.5%, according to the 2015 U.S. Census, raising from 1.2% in the 2010 Census.

Larger concentrations of minority household groups reside in the State's Entitlement Jurisdictions, with the top five percentages found in Charleston (24.6%), Huntington (16.2%), Beckley (12.3%), Martinsburg (9.5%) and Morgantown (9.0%).

Minority household groups, such as Black, American Indian-Alaska Native, Asian, Pacific Islander and Hispanic households, are more concentrated in Kanawha (16.8%), Berkeley (8.4%), Monongalia (5.8%), Cabell (5.8%) and Raleigh (5.4%) counties. Jefferson, Mercer, Wood, Marion, and Harrison counties round out the top 10 counties.

Most recently, the State was awarded CDBG-Disaster Recovery (CDBG-DR) assistance. The LEP plan was completed as part of the development of the CDBG-DR Action Plan in 2017. The State will utilize the same methodology to complete an LEP plan for the entire state and all covered programs as part of the upcoming 5-Year Consolidated Plan process.

In 2016, State's Public Notices were updated to reflect the availability of reasonable accommodations for persons with disabilities and language assistance for persons who have limited English proficiency. All public meeting locations are accessible for persons with disabilities.

## SUMMARY OF IMPEDIMENTS

The State of West Virginia has identified nine (9) impediments to fair housing:

1. Discrimination in Rental Housing.
2. Discrimination within Housing Brokerage Services.
3. Resistance to Low-income Housing Development.
4. Lack of understanding by project administrators, local governments, architects, contractors, and citizens of the Accessibility Requirements in the Fair Housing Amendments Act of 1988.
5. Lack of affordable housing in West Virginia.
6. Lack of Permanent Supportive Housing (PSH) for homeless persons and families in West Virginia.
7. Lack of land use planning and zoning and its adverse effect on affordable residential construction or rehabilitation, and
8. Barriers that zoning and land use can present to the construction or rehabilitation of affordable housing. Note: Impediments 7 and 8 are combined for reporting purposes.
9. Reports of sexual harassment in rental housing.



## A. IMPEDIMENTS TO BE ADDRESSED IN FY 2019

Impediments to fair housing choice in West Virginia are identified in the State's Analysis of Impediments. The nine (9) impediments that West Virginia has identified are continued for further reporting and will be taken into consideration when the state updates Analysis of Impediments which is anticipated to coincide with the submission of the next 5-year consolidated plan. Each impediment is outlined below, followed by background information, an evaluation of the effectiveness of actions taken, and the degree to which these impediments remain and require additional strategies and actions to overcome.

### 1. Impediment: Discrimination in Rental Housing

#### Historical Information:

Discrimination in rental housing based on race and familial status is viewed as an impediment to fair housing in the State of West Virginia. One of the factors influencing discrimination against minorities and families with children is the lack of knowledge that landlords and the public may have concerning state and federal fair housing laws.

The West Virginia Human Rights Commission (WVHRC) strives to maintain an education and outreach program that is used to address this impediment. The WVHDF and WVDO provide support to the WVHRC in the performance of its education and outreach efforts by spreading awareness of training events and opportunities, cosponsoring events and presenting at such events. The WVHRC continues to experience staffing shortages and budget challenges that somewhat impede their ability to fully achieve their mission.

The WVHRC continues to investigate instances of discrimination under its FHAP agreement with HUD.

The HRC is granted this authority under 5-11A-9 of the WV Fair Housing Act, <http://www.wvlegislature.gov/wvcode/Code.cfm?chap=05&art=11A>. The Act gives the HRC authority to undertake studies with respect to housing practices, publish and disseminate reports and recommendations, and administer programs related to fair housing.

**Evaluation of Effectiveness of Past Actions Taken:**

Impediments that relate specifically to awareness of fair housing requirements, laws and options available to those who feel they have been discriminated against include:

- Lack of understanding by potential home renters and the public about requirements of the Fair Housing Act
- Lack of awareness on the part of the public regarding assistance provided by the West Virginia Human Rights Commission in resolving Fair Housing disputes

While progress has been achieved, the information below indicates a lack of understanding of the Fair Housing Act and other fair housing laws that guarantee fair access and equal opportunity in housing.

<b>Basis of Cases Closed by the West Virginia Human Rights Commission July 1, 2018 – June 30, 2019</b>		
<b>Protected Class</b>	<b># of Cases</b>	<b>% of Cases</b>
<b>Disability</b>	14	67%
<b>Race</b>	0	0%
<b>Familial Status</b>	3	14%
<b>Sex</b>	1	5%
<b>Reprisal</b>	3	14%
<b>Total</b>	21	100%

Disability is by far the most prevalent basis of discrimination cases filed in the past several years and is projected to continue.

Regardless of the basis for the complaint, the number of cases filed in West Virginia has averaged approximately 22- per year. The apparent prevalence of discrimination based on disability was borne out by survey respondents in the original AI, many of whom identified discrimination against these protected classes and continuing impediments to fair housing in the state.

According to the WV Attorney General's Office, Civil Rights Division racial discrimination cases are declining in number and the two main categories that are now emerging are

familial status and disability, the latter often related to service/assistance animals. This information is confirmed above and specific action as it relates to service animals will be explored below through Impediment Number 4: The lack of understanding by project administrator, units of local government, architects, contractors, and citizens of Accessibility Requirements in the Fair Housing Amendments Act of 1988.

**Strategies and Actions to Overcome the Impediment:**

The following strategies and actions have been developed:

- **Strategy 1:** Identify fair housing issues specific to the protected classes during the FY2019 program year.
  - **Action 1:** WVDO will continue to work with the WVHRC and WVHDF to design and distribute a survey to collect and assess information on what barriers exist to fair housing in the state. In this effort, the WVDO will engage diverse stakeholders, particularly those representative of protected classes, in distributing the survey.
  - **Action 2:** The WVDO and WVHDF will continue to work cooperatively to promote the services of the WVHRC related to fair housing. Activities may include, but are not limited to, training, outreach and/or studies related to issues that affect protected classes.
- **Strategy 2:** Work with federal, state and local organizations to increase capacity to address public awareness of fair housing to potential victims of rental discrimination.
  - **Action 1:** The WVDO will review its website for opportunities to post information on fair housing to broaden awareness of fair housing issues and requirements to the public, WVDO partners grantees, and vendors.
  - **Action 2:** The WVHDF will utilize social media to increase the effectiveness of education and outreach program events to attract broad and diverse attendees.
  - **Action 3:** Collaboratively, the WVDO and WVHDF will identify opportunities to increase awareness for a fully funded and staffed WVHRC.

## 2. Impediment: Discrimination within Housing Brokerage Services

### Historical Information:

Discrimination by realtors was not identified as one of the most pervasive fair housing impediments, although through the original AI, results indicated that problems did exist. Realtors play an important role in the rental, sale, and purchase of housing. Their knowledge of and commitment to upholding fair housing laws is an important part of ensuring that all West Virginians have fair housing choice.

The West Virginia Association of Realtors and the West Virginia Real Estate Commission train real estate professionals in Fair Housing, Cultural Diversity and Ethics. These organizations strive to ensure that realtors are thoroughly trained. The West Virginia Association of Realtors provides mandatory training and continuing education programs for the West Virginia Real Estate Commission through a cooperative agreement between the two entities. The Association provides training to its members that features courses devoted specifically to Fair Housing, Code of Ethics, and Avoiding Risk.

Fair housing requirements are mandatory at the onset of licensure and continuing fair housing education is required in the State of West Virginia.

### Strategies and Actions to Overcome the Impediment:

The following new strategy and action have been developed:

- **Strategy 1:** Work with the Realtors' Association to provide training to realtors in the State.
  - **Action 1:** The WVDO and WVHDF will seek opportunities to assist in or expand on the Fair Housing training offerings that are provided to the members of the Association.
  - **Action 2:** The WVDO and WVHDF will continue to stress the importance of Fair Housing in any communications with the Realtor's Association and the West Virginia Real Estate Commission.

## 3. Impediment: Resistance to Low-Income Housing Placement

### Historical Information:

Historically, the State of West Virginia has categorized this impediment as one related to what is commonly referred to as "Not in My Backyard" mindset (NIMBY). Communities have expressed that they do not desire proximity to affordable housing developments. This is often the result of negative views and stereotypes about low-income families.



Often the opposition is not from the community leaders or zoning policies, but rather from concerned citizens. The WVHDF has taken a proactive approach to be a resource to community leaders to address concerns raised by citizens, such as a belief that crime rates will increase or that property values will decrease.

The WVHDF continues to work with developers and local governments to increase the number of educational opportunities across the State to breakdown misconceptions related to low-income housing development within communities.

The WVHDF theme, "Building Better Communities," is highlighted in the Low-Income Housing Tax Credit (LIHTC) Program brochure. This document explains that affordable housing is critical to the economic stability of West Virginia and its local governments. Further, LIHTC properties serve a diverse array of State residents, including veterans, individuals with disabilities or special needs, the elderly, and working families. The WVHDF continues to demonstrate that well-planned affordable housing programs provide multiple benefits.

Through the Property Rescue Initiative and its linkages to the West Virginia Community Development HUB, the Northern West Virginia Brownfields Assistance Center and the West Virginia University Land Use and Sustainable Development Clinic, the State is serving communities throughout the State with specific assistance regarding current laws and regulations that have the potential to impact housing development activities. The reach of these organizations alone provides the potential for the discussion of Fair Housing concerns to reach hundreds of attendees from multiple counties and hundreds of different organizations.

The agencies are working to create stronger partnerships with local public housing authorities through dialogue with public housing providers, residents. Public meetings regarding Annual Action Plan and other events are conducted at public authority housing offices. This effort is aimed at creating a stronger connection with the beneficiaries of these services and better understanding of challenges and concerns.

As the State's economy changes, so does the "NIMBY" sentiment in communities. As hard-cost development funds continue to dwindle, it has proven more efficient and effective to place individuals in communities through individual rental units than in congregate living situations. Continuums of Care in the State utilize Rapid Rehousing and Housing First Models to achieve successful placement of people in individual units.

#### **Evaluation of Effectiveness of Past Actions Taken:**

- The WVHDF has provided data and counseling to community leaders so that they and the citizens can be educated on the reality of what affordable housing is in a manner which alleviates concerns.
- When communities are not able to address issues of blighted and abandoned property, if left to persist, the property could create negative attention and subsequently cause larger community concerns. Thus neighborhoods, often which are low-income, are less desirable and developers elect not to develop them. Therefore, the impact for low-income families is lack of choice or access to safe, affordable housing.
- While previously unsuccessful, numerous organizations continue to actively pursue legislation that would give local governments right of first refusal for auctioned real estate. This action would address the persistent problem of investors buying low-cost property only to leave it undeveloped.
- To address this prevalent need, the West Virginia Legislature created the "Property Rescue Initiative" (PRI) in 2015. This legislation directed the WVHDF to dedicate \$1 million per year for five years to a loan pool that local governments could access to address abandoned and dilapidated structures.

Additionally, the PRI provides technical assistance to communities to acquire and/or remove dilapidated properties from their communities and to address other issues that arise in blighted neighborhoods.

- As the State continues to focus on Rapid Rehousing efforts, placing people in communities through landlord relationships has helped to decrease the "NIMBY" concerns in communities.
- After further review of data associated with various locations, the State has concluded that only one barrier previously reported is an impediment to fair housing choice: community opposition.

#### **Strategies and Actions to Overcome the Impediment:**

The following strategy and actions have been developed:

- **Strategy 1:** Review current laws and regulations that have the potential to impact housing development activities.
    - **Action 1:** At least annually review Property Rescue Initiative funding usage to determine if local governments can address abandoned and dilapidated structures adequately and if the subsequent impact is furthering low-income development.
    - **Action 2:** Increase number of educational opportunities across the State to breakdown misconceptions related to low-income housing developments within communities. The WVHDF has established and achieved a target of two community presentations annually and will continue this initiative into the coming program year.
  - **Strategy 2:** To promote the development of affordable housing, identify and provide additional funding opportunities to address issues of blighted and abandoned property.
    - **Action 1:** The WVDO will re-evaluate the State of West Virginia's 2015-2020 Consolidated Plan and if appropriate, amend to include activities that "prevent or eliminate slum and blight". Such an amendment would allow the State to accept and award CDBG project applications to address blighted and abandoned properties.
    - **Action 2:** The WVDO will provide education and training to communities interested in creating demolition programs to eliminate slum and blight.
- 4. Impediment: The lack of understanding by project administrators, units of local government, architects, contractors, and citizens of the Accessibility Requirements in the Fair Housing Amendments Act of 1988.**

**Historical Information:**

The State has undertaken numerous training activities over the last several years to specifically increase communication regarding Fair Housing and related topics. To maximize compliance with HUD guidance from 2013, the State plans to continue previous training activities and expand to specifically cover items related to Accessibility (Design and Construction) Requirements for Covered Multifamily Dwellings under the Fair Housing Act.

**Evaluation of Effectiveness of Past Actions Taken:**

- As the State continues to increase training opportunities, the importance of evaluating past trainings and providing more specific guidance to help design professionals, developers and builders better understand their obligations, and to help persons with disabilities better understand their rights regarding the "design and construction" requirements for covered multifamily dwellings under the federal Fair Housing Act, is increasing.

State of West Virginia FY 2019 Planned Training Opportunities	
Training Conference	Topics to be Addressed
West Virginia Human Rights Commission's Annual Fair Housing Event	Multiple fair housing issues including accessibility in multi-family properties, prohibitions under Fair Housing Act, complaint process history of Fair Housing and management issues related to fair housing including reasonable accommodations and modifications
West Virginia Housing Development Fund Training	Accessibility requirements under Section 504, ADA and the Fair Housing Act
West Virginia Housing Conference	WVHDF presentation on Fair Housing, WVHDF presentation on Special Needs Housing

- The WVDO developed a two-page guide to Fair Housing as it relates to all Grantees and presents the material as part of the implementation meeting for new projects. The WVDO will continue to develop materials necessary to cover all required and critical components of the project that must be addressed for compliance to program regulations.
- During Fair Housing Month, a Proclamation endorsed by the Governor of the State of West Virginia is secured and sent to all Grantees, as well as a sample resolution for local government use to demonstrate its participation in Fair Housing Month and renew its commitment to affirmatively further fair housing. The local governments and Grantees are also reminded that they will be required to submit annual reports to the WVDO describing required activities to affirmatively further fair housing in each community. This includes relevant subrecipients of HOME funds that submission of affirmative marketing plans must also be submitted.
- In 2016, the WVDO created an additional step to the CDBG application process to provide a more thorough Fair Housing Plan. The new format ensures that local elected officials submit an adequate fair housing plan utilizing the guidelines

provided by the State. It is expected that local officials will consider fair housing law upon submission of a CDBG application. When funded, fair housing law is repeatedly emphasized throughout the life of each project, through the contract, project implementation meeting, training, and annual reporting, as described below:

- Funding contracts: Fair Housing language is included in the cover letter of the grant agreement. The agreement also contains a fair housing clause under the Administrative Requirements and Procedures section that defines the Fair Housing Act and certifies that the Grantee will take actions necessary to affirmatively further fair housing. In FY2017, the contract language was updated to include penalties to be imposed if the grantee does not conduct activities which affirmatively furthers fair housing.
- Project implementation meeting: Once a project has been awarded funding, a mandatory joint meeting is held between WVDO staff, a Regional Planning and Development Council administrator, the Grantee, and project engineer, to discuss the implementation strategy of the project. During this meeting, Fair Housing information is distributed which defines Fair Housing and which answers the question “What is Affirmatively Furthering Fair Housing?” The Grantee is given examples of how to affirmatively further fair housing as requirement and condition of receiving federal funding.
- Training: Each grant administrator is provided access to the CDBG Policies and Procedures Manual. The manual contains a Civil Rights chapter that provides a complete review of fair housing law as well as examples of fair housing Resolutions, a fair housing poster, and a fair housing handout and complaint pamphlet.
- Annual reporting: During the month of May, WVDO mails each Grantee a packet of required quarterly reporting forms. The Grantees are required to report activities relating to affirmatively further fair housing and any fair housing complaints during the reporting period. All reports are due at the end of each quarter of the fiscal year.
- Monitoring: The WVDO monitoring tool requires that the Grantee list actions taken to affirmatively further fair housing. Monitoring also

ensures that records are maintained as required by Title VIII certification and assurances.

- As service animals are becoming more widely used by individuals in need, the State must engage program administrators, etc., regarding the federal regulations related to such. Past evaluation notes that there is a lack of specific guidance or training which explains the circumstances under which the Fair Housing Act, Section 504 of the Rehabilitation Act, and the Americans with Disabilities Act, may require housing providers to allow applicants and tenants to use "service" and "assistance" animals. New training explains that housing providers must accommodate applicants and tenants who need an "assistance animal," which includes any animal that "works, provides assistance, or performs tasks for the benefit of a person with a disability, or provides emotional support that alleviates one or more identified symptoms or effects of a person's disability," as stated by HUD's Special Notice on Assistance Animals and Reasonable Accommodations for Persons with Disabilities from April 30, 2013.

#### **Strategies and Actions to Overcome the Impediment:**

The following strategies and actions have been developed:

- **Strategy 1:** Increase training opportunities that offer comprehensive and detailed instruction programs related to the promotion of compliance with the Fair Housing Act design and construction requirements.
  - **Action 1:** WVDO will attend training for the Fair Housing Accessibility FIRST Program Supported by HUD and explore securing new training for WV.
- **Strategy 1:** Continue previous training activities around the State.
  - **Action 1:** WVDO will continue coordinating with the WVHDF fair housing training activities
- **Strategy 2:** Continue to provide comprehensive guidance material to be used at New Grantee Training.
  - **Action 1:** WVDO staff will continue to provide comprehensive material for new projects that cover all federal and state program requirements for compliance in properly managing all aspects of a CDBG project.
  - **Action 2:** Conduct evaluations of Grantee fair housing plans for compliance to applicable regulations and provide an



analysis of information submitted under required annual reporting of fair housing activities and any complaints received. Determine if trends exist and target future training to identified weaknesses.

- **Strategy 3:** Provide training activities relating to increasing knowledge of service animal requirements.
  - **Action 1:** Partner agencies will continue to incorporate training for providers across the State that covers the importance of accommodating tenants with service animals. Service animal training has been implemented into the WVHDF training modules and will continue into FY 2019.

#### 5. Impediment: The lack of affordable housing in West Virginia.

##### Historical Information:

States' lack of affordable housing has become a nationwide issue. The strategies outlined below are aligned with Community Action Agencies development efforts through the WVHDF's Community Housing Development Organization (CHDO) HomeRent Programs. Agencies and private developers need to participate in developing affordable housing

From a policy perspective, it has also been discussed that the state could help identify additional revenue sources for affordable housing development. For example, a portion of real estate taxes (or closing costs) on each home sale could be put toward supporting housing. Tax credits for low income housing work, but occupancy requirements are generally restrictive (i.e. good credit, clean criminal record, etc.).

The West Virginia Statewide Housing Needs Assessment was conducted in April 2014 for the WVHDF, which identifies data on current housing types and trends in the State of West Virginia along with demographic data on the tenant population. This assessment has shown a significant shortage of decent, affordable rental housing across the state and has indicated a great need for housing for the elderly as that is the fastest growing demographic across the State.

##### Evaluation of Effectiveness of Past Actions Taken:

- The State continues to promote the development of affordable housing. Through the Qualified Allocation Plan (QAP) related to the *Low-Income Housing Tax Credit (LIHTC)* program, the WVHDF attempts to balance the location of LIHTC properties between high opportunity areas and areas of high minority, high poverty populations. The QAP incentivizes developers to locate projects in areas

with accessibility to quality services and transportation and ensures that projects do not become concentrated in specific areas. In the most recent revision to the QAP, the WVHDF restructured the scoring to create a balance between meeting the need as required under the tax credit program and preventing the concentration of housing in areas of high poverty.

In addition, the new QAP removed a scoring criterion that provided points for developers who obtained a letter of community support. It was believed that due to the competitive nature of the awarding of credits, and the closeness of scores between those who are selected and those who are not, that all developers were submitting projects for only those jurisdictions from which they were positive they could obtain this letter. The WVHDF felt that this could potentially give a jurisdiction a veto power just by refusing to give a letter. Therefore, removing this requirement is believed to create more fairness by opening new jurisdictions to the possibility of development and by rooting out areas of NIMBYism that previously could have gone unidentified.

The West Virginia Affordable Housing Trust Fund was transferred to the West Virginia Housing Development Fund in June 2018 and is now named the West Virginia Affordable Housing Fund. The programs of the West Virginia Affordable Housing Fund will be able to be leveraged with other sources of funding to produce additional projects and meet the needs of those in most need in the state.

**Strategies and Actions to Overcome the Impediment:**

The following new strategies and actions have been developed:

- **Strategy 1:** Define specific housing needs that need addressed.
  - **Action 1:** Based on analysis of the 2014 Housing Needs Assessment, the WVHDF will address greatest housing needs through revisions to the QAP. The WVHDF projects the production or rehab of approximately 200 + units in the tax credit program in the upcoming program year.
- **Strategy 2:** Evaluate program change effectiveness issues to address affordable housing across the State.
  - **Action 1:** The WVHDF reviews/ revises the LIHTC Program QAP every 2 years to address, among other factors, affordable housing needs. The WVHDF anticipates providing



approximately \$139 million dollars of funding for affordable housing across all programs administered by the agency in the coming program year.

- **Action 2:** In order to expand housing opportunities for low-income rural families, the WVHDF will emphasize the importance of leveraging HOME funds with USDA Rural Development Section 502 loans and 504 loans, as well as other low-interest or special financing. This initiative will be on-going through program year.
- **Action 3:** The WVDO will work with the WVHDF and the State's four Continuums of Care to identify where housing gaps exist and when appropriate, refer homeless service providers to the WVHDF for potential new projects.

**6. Impediment: Lack of rapid rehousing and permanent supportive housing for homeless persons and families in West Virginia.**

As HUD prompts CoCs and recipients to reevaluate services offered through housing programs and encourages other cost-effective housing models, the need for Permanent Supportive Housing (PSH) and Rapid Rehousing (RRH) continues to increase each year with the Continuums of Care (CoC) competitions.

While the CoCs in the State of West Virginia do not receive new amounts of funding annually, often HUD permits the submissions bonus applications during the national CoC competition. As these opportunities become available, the CoCs apply for additional program funding. Likewise, we consistently transfer from poor performing projects to new projects that, overall, are either grouped as PSH or RRH.

WVCEH statewide acuity data based on VI-SPDAT scores noted 39% of all single adults assessed have the acuity for Permanent Supportive Housing (PSH) and 48% for Rapid Rehousing (RRH). In terms of homeless families, 43% have the acuity for PSH and 50% for RRH.

**Historical Information:**

The West Virginia Interagency Council on Homelessness (WVICH) was initially formed in May 2004 and reorganized in 2007 by then Governor Joe Manchin. On November 13, 2013, Governor Earl Ray Tomblin issued an executive order which re-established the WVICH, with the West Virginia Department of Health and Human Resources, Bureau for Behavioral Health and Health Facilities as the lead agency. In December 2015, the

WVICH released its updated five-year plan to prevent and end homelessness in West Virginia.

Through this Council, several work groups have been formed to focus on specific populations experiencing homelessness with clear plans in addressing issues and appropriate housing options. The State's Emergency Solutions Grant (ESG) focuses funding Rapid Rehousing based on community needs assessment.

With the change in State Administration in 2017, the WVICH went inactive; however, the Governor's Office has recently been asked to restore the council.

**Evaluation of Effectiveness of Past Actions Taken:**

- A lack of Permanent Supportive Housing (PSH) remains an issue. Acuity data demonstrates an increased need for Rapid Rehousing (RRH), which is considered permanent housing by HUD and is separate from PSH. Many transitional housing projects are converting their housing to either PSH or RRH.
- With little new money available to the four continuums of care (CoC) in the State, New units must come from a reallocation from low-performing projects to new projects due to reduction in funding levels as reflected in the last CoC grant submission by the WV Balance of State.

**Strategies and Actions to Overcome the Impediment:**

The following new strategies and actions have been developed:

- **Strategy 1:** Become more involved in the CoCs to better quantify needs.
  - **Action 1:** The WVDO will regularly review Homeless Management Information System data for trends and community needs. Additionally, the WVDO meet with each of the 4 CoCs to further understand data and identify training needs for each CoC and community.
  - **Action 2:** The WVHDF serves on the Take Me Home WV Advisory Council which is the state's Money Follows the Person initiative. Through that membership the WVHDF continues to become more informed about the efforts of the COCs, rapid rehousing and the housing needs in general of the population they serve.

- **Strategy 2:** Encourage CoCs to utilize all available funding, including the WVHDF, for development of needed housing projects.
  - **Action 1:** The WVDO and WVHDF will continue to collaborate with the CoCs to implement strategies of the 5-year Consolidated Plan related to housing needs, policy development and access to resources and services.
  - **Action 2:** The WVDO will explore the possibility of reestablishing the WVICH or creating a new council for strategic planning, to address statewide homeless needs, and to identify appropriate housing options throughout the State of West Virginia.

**7. Combined Impediments 7 and 8: Lack of land use planning and zoning and the effects this could adversely have on affordable residential construction or rehabilitation. Barriers that zoning and land use can present to the construction or rehabilitation of affordable housing.**

**Historical Information:**

The State of West Virginia continues to take the lead in approaching this issue. Realizing the economic, environmental and social benefits of land use planning and zoning, as well as of planned remediation and adaptive reuse of property, the State is demonstrating support of several related initiatives. The WVDO supports these efforts and participates wherever possible to enhance collaboration among the many individuals and groups involved.

Due to its mountainous topography, the State has somewhat limited amounts of developable land. Further, many of the State's communities were built along river valleys and streams and did not adequately consider the risk of flooding. Awareness of land use planning and more effective land use is needed to provide safer communities, improve livability, and increase community development.

**Evaluation of Effectiveness of Past Actions Taken:**

- Undertaking new land use management practices and promoting the productive reuse of idled and underutilized commercial, industrial and mining properties will maximize the State's valuable resource and foster reuse of sites with existing public infrastructure.

- A critical issue in the state is that of blight--abandoned and dilapidated properties. An estimated 16.2% of the housing units in the state are vacant, as compared to 12.3% nationally (US Census Bureau, 2015). The negative impacts of blight include depressed property values, increased crime, and overall community demoralization through the prevalence of eyesores and decrepit structures. Strong land use planning and enforcement will assist in addressing blight and promoting community revitalization.
- While many planning and zoning issues are addressed in West Virginia Code, Chapter 8A: Land Use Planning, many areas of the state lack the expertise to fully implement each component of the Land Use Planning law. According to the Code, these comprehensive plans must be updated every 10 years, and many were updated in 2014. These comprehensive plans address the following issues: Land Use, Housing, Transportation, Infrastructure, Public Services, Recreation, Economic Development, Community Design, Preferred Development Areas, Renewal and/or Redevelopment, Financing, and Historic Preservation. In addition, comprehensive plans must be prepared prior to a subdivision or zoning ordinance.
- To address the need for stronger land use planning and practices, the West Virginia University College of Law, Land Use and Sustainable Development Law Clinic (LUSD Law Clinic) continues to provide services to local governments, landowners, and non-profit organizations to develop comprehensive planning and enforcement.
- The LUSD Law Clinic provides technical assistance to local government officials, planners and other land use decision-makers to encourage sustainable development in appropriate areas of the community.
- Currently, the LUSD Law Clinic has worked with the following communities to create new comprehensive plans:
  - Town of Athens
  - Town of Beverly
  - Calhoun County
  - Town of Clendenin
  - Doddridge County
  - City of Fairmont (Update)
  - Town of Gauley Bridge
  - City of Glen Dale

- Hampshire County (Update)
- City of Hinton
- Town of Marlinton
- City of Martinsburg (Update)
- McDowell County
- Mercer County
- City of Montgomery
- Town of Moorefield
- City of Philippi
- Pocahontas County
- City of Ravenswood
- City of Smithers
- Town of Sophia
- City of Spencer
- City of St. Albans
- City of Thomas
- Town of Wardensville (Review)
- City of Weirton
- City of White Sulphur Springs
- Wirt County

**Strategies and Actions to Overcome the Impediment:**

The following strategies and actions have been developed:

- **Strategy 1:** Increase training activities relating to land use and zoning activities.
  - **Action 1:** Coordinate with Statewide Mountain State Land Use Academy, in partnership with the West Virginia Chapter of the American Planning Association, to present an annual conference for providing advanced training on floodplain management, neglected and dilapidated properties and source-water protection.

**Mountain State Land Academy Annual Statewide Conference:**

The first Mountain State Land Academy Annual Statewide Conference was held May 3 and 4, 2016 in partnership between the LUSD Law Clinic and the West Virginia Chapter of the American Planning Association. This event is specifically designed to educate local government officials on land use issues, such as zoning, floodplain management and abandoned properties.

In previous years, the WVDO and WVHDF have participated as speakers at the Land Use Academy to co-present on Fair Housing. Participants have included local government leaders, members of planning and zoning boards, and other professional representatives with direct impact on local fair housing initiatives.

It was previously noted that the State has not performed any analysis of any zoning ordinances to determine whether there may be provisions that unduly restrict fair housing choice. The WVDO and WVHDF participation as speakers at this conference provides an opportunity to discuss this issue with agencies the agencies and personnel that may contribute expertise in this area. It is anticipated that this analysis would be part of the AFH.

- **Strategy 2:** Evaluation of past development and future collaborations.
  - **Action 1:** The WVDO and WVHDF will document number of additional collaborations that have occurred because of the partnership to bring interested developers to the table to discuss development of properties assisted through the Property Rescue Initiative.
  
- **Strategy 2:** Strengthen partnership between WVDO, the LUSD Law Clinic, and the state's Regional Planning and Development Councils.
  - **Action 1:** The WVDO will work with the Regional Planning and Development Councils (RPDCs) in West Virginia to accurately assess and identify communities that have comprehensive planning in place and those who do not. This information will allow the WVDO and LUSD Law Clinic to better address where local land use planning is needed in the state.
  - **Action 2:** Work with LUSD Law Clinic to develop projects for comprehensive planning that can be funded through the West Virginia Flex-E-Grant program, a small mini-grant program operated through the WVDO that funds community planning and capacity-building projects.

**Property Rescue Initiative:**

As mentioned above, blight is a prevalent and critical issue in the state. Blighted properties deter the creation of safe, decent and affordable housing, hinder economic growth and create safety hazards. The spread of blight reduces property values and has negative implications for surrounding property owners, business districts and entire communities. To illustrate this point, the City of Richwood has identified more than 110 abandoned structures in a community of 2,000 residents. Likewise, the City of Fairmont has identified 300 vacant or dilapidated structures within nine square miles.

Several resources are being utilized to address this issue. In 2015, the LUSD Law Clinic released, "From Liability to Viability: A Legal Toolkit to Address Neglected Properties in West Virginia." The toolkit is applicable to residential, commercial, industrial and vacant properties. Contributors included attorneys, mayors, code enforcement officials, land use planners and community leaders.

The State's ongoing struggle with blighted property has spurred the creation of the Abandoned Properties Coalition, which includes the LUSD Law Clinic, the West Virginia Community Development HUB and the Northern West Virginia Brownfields Assistance Center. The WVHDF is a critical partner in this coalition to incorporate Fair Housing issues into these ongoing efforts.

As stated with respect to Impediment Number 3: Resistance to Low-Income Housing Placement, the West Virginia Legislature created the Property Rescue Initiative (PRI) in 2015. This legislation directed the WVHDF to dedicate \$1 million per year for five years to a loan pool that local governments can access to address abandoned and dilapidated structures. Additionally, the PRI provides technical assistance to communities to acquire and/or remove dilapidated properties from their communities.

Through the PRI and its linkages to the LUSD Law Clinic, West Virginia Community Development HUB, and the Northern West Virginia Brownfields Assistance Center, the State is serving communities with specific assistance regarding current laws and regulations that have the potential to impact housing development activities.

**9. Impediment: Sexual harassment in rental housing.**

**Historical Information:**

The addition of this impediment follows an October 2015 article posted on The HUDDle blog, which specifically speaks of a case in West Virginia. This case was also recently mentioned in April 2015 by a representative of HUD during a Fair Housing training. The blog states, "In another egregious case, landlords in West Virginia agreed to pay \$120,000 in damages and civil penalties to settle allegations that three agents sexually harassed and retaliated against female tenants." HUD referred this case to the Department of Justice.



The State of West Virginia further pursued this information with HUD FHEO to learn of further details. Based upon the information learned and additional recommendations, the State will be adding this as a new impediment that has been identified for further research on its impact and ways to ameliorate the impediment or its effects.

As stated with respect to Impediment Number 1: Discrimination in Rental Housing, the partner agencies are in discussion with the YWCA of Charleston to develop methods for partnerships needed to reach target audiences, such as victims of domestic violence. Building upon this collaboration, the State intends to link with the Kanawha Valley Collective to reach a broader audience.

**Evaluation of Effectiveness of Past Actions Taken:**

- The State of West Virginia attempted to provide education and training opportunities to various landlord organizations across the state; however, few are active. Of those organizations that are active, none were responsive or receptive to education or training opportunities.

**Strategies and Actions to Overcome the Impediment:**

The following strategies and actions have been developed:

- **Strategy 1:** Increase education and outreach efforts by the State.
  - **Action 1:** The partner agencies will produce educational information that will be distributed across the State to specifically publicize the existence of this issue and provide tenants with contact information for remedies available should it be experienced.

## CONCLUSION

With this report, the State hopes to demonstrate its commitment to affirmatively furthering fair housing. The assistance and guidance of the HUD Pittsburgh Field Office and the FHEO Director are most welcome in this effort. Supporting documents are provided where indicated within this report.

Should you have any questions or need additional information about any of the information presented in this report, please contact Ryan Halsey, CDBG Project Manager, West Virginia Development Office, by phone at (304)957-2096 or by email at [Ryan.J.Halsey@wv.gov](mailto:Ryan.J.Halsey@wv.gov).

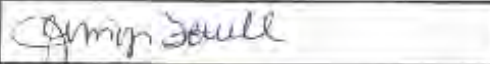


**Grantee SF-424's and Certification(s)**

OMB Number: 4010-0004  
 Expiration Date: 12/31/2019

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate label(s): <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: <input type="text"/>	4. Applicant Identifier: <input type="text"/>	
5a. Federal Entity Identifier: <input type="text"/>	5b. Federal Award Identifier: <input type="text"/>	
<b>State Use Only:</b>		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
<b>8. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="State of West Virginia"/>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="55-0574804"/>	* c. Organizational DUNS: <input type="text" value="1388385320300"/>	
<b>d. Address:</b>		
* Street1: <input type="text" value="State Capital Complex, Building 3, Suite 700"/>	Street2: <input type="text" value="1900 Kanawha Boulevard, West"/>	
* City: <input type="text" value="Charleston"/>	County/Parish: <input type="text"/>	
* State: <input type="text" value="WV: West Virginia"/>	Province: <input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	* Zip / Postal Code: <input type="text" value="25305-0311"/>	
<b>e. Organizational Unit:</b>		
Department Name: <input type="text" value="WV Development Office"/>	Division Name: <input type="text" value="WV CAD Office"/>	
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
Prefix: <input type="text" value="Mr."/>	* First Name: <input type="text" value="James"/>	
Middle Name: <input type="text" value="E."/>	* Last Name: <input type="text" value="Bush"/>	
Suffix: <input type="text"/>	Title: <input type="text" value="Infrastructure Unit Manager"/>	
Organizational Affiliation: <input type="text"/>		
* Telephone Number: <input type="text" value="(304) 557-2095"/>	Fax Number: <input type="text" value="(304) 558-3268"/>	
* Email: <input type="text" value="James.E.Bush@wv.gov"/>		

Application for Federal Assistance SF-424	
<b>* 9. Type of Applicant 1: Select Applicant Type:</b> <input type="text" value="A: State Government"/>	
<b>Type of Applicant 2: Select Applicant Type:</b> <input type="text"/>	
<b>Type of Applicant 3: Select Applicant Type:</b> <input type="text"/>	
<b>* Other (specify):</b> <input type="text"/>	
<b>* 10. Name of Federal Agency:</b> <input type="text" value="U.S. Department of Housing and Urban Development"/>	
<b>11. Catalog of Federal Domestic Assistance Number:</b> <input type="text" value="14-228"/>	
<b>CFDA Title:</b> <input type="text" value="Community Development Block Grant - State Program"/>	
<b>* 12. Funding Opportunity Number:</b> <input type="text" value="E-19-DC-54-0001"/>	
<b>* Title:</b> <input type="text" value="Community Development Block Grant"/>	
<b>13. Competition Identification Number:</b> <input type="text"/>	
<b>Title:</b> <input type="text"/>	
<b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b> <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>* 15. Descriptive Title of Applicant's Project:</b> <input type="text" value="State administration of Non-Entitlement portion of the Community Development Block Grant"/>	
Attach supporting documents as specified in agency instructions. <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="04-002"/>	* b. Program/Project: <input type="text" value="MR-011"/>
Attach an additional list of Program/Project Congressional Districts if needed.	
<input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
17. Proposed Project:	
* a. Start Date: <input type="text" value="07/01/2019"/>	* b. End Date: <input type="text" value="06/30/2020"/>
18. Estimated Funding (\$):	
* a. Federal	<input type="text" value="13,592,000.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text" value="275,455.00"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="13,946,000.00"/>
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="text"/>	
<input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review	
<input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes", provide explanation and attach	
<input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)	
<input checked="" type="checkbox"/> ** I AGREE	
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement of agency specific instructions.	
Authorized Representative:	
Prefix: <input type="text"/>	* First Name: <input type="text" value="John, L"/>
Mobile Name: <input type="text" value="L"/>	
* Last Name: <input type="text" value="Petrelli"/>	
Suffix: <input type="text"/>	
* Title: <input type="text" value="Director"/>	
* Telephone Number: <input type="text" value="(304) 542-3485"/>	Fax Number: <input type="text"/>
* Email: <input type="text" value="Jennifer.L.Petrelli@wv.gov"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="05/03/19"/>

**ASSURANCES - CONSTRUCTION PROGRAMS**

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

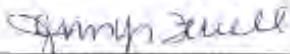
1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1696), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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Prescribed by OMB Circular A-102

11. Will comply, or has already complied with the requirements of Titles (I and II) of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires residents in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1966 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (Identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Director
APPLICANT ORGANIZATION State of West Virginia	DATE SUBMITTED 05/03/19

SF-424D (Rev. 7-87) Back

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): _____ * Other (Specify): _____
* 3. Date Received: _____	4. Applicant Identifier: _____	
6a. Federal Entity Identifier: _____	5b. Federal Award Identifier: _____	
State Use Only:		
6. Date Received by State: _____	7. State Application Identifier: _____	
<b>B. APPLICANT INFORMATION:</b>		
* a. Legal Name: <u>State of West Virginia</u>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <u>55-0574800</u>	* c. Organizational DUNS: <u>1388385320000</u>	
d. Address:		
* Street: <u>State Capital Complex, Building 3, Suite 700</u>	Street: <u>1900 Kanawha Boulevard, East</u>	
* City: <u>Charleston</u>	City: _____	
County/Parish: _____	County/Parish: _____	
* State: _____	State: <u>WV: West Virginia</u>	
Province: _____	Province: _____	
* Country: _____	Country: <u>USA: UNITED STATES</u>	
* Zip / Postal Code: <u>25305-0311</u>	Zip / Postal Code: _____	
e. Organizational Unit:		
Department Name: <u>WV Development Office</u>	Division Name: <u>WV CAD Office</u>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <u>Mr.</u>	* First Name: <u>Lee</u>	
Middle Name: <u>G</u>	Middle Name: _____	
* Last Name: <u>Tabon</u>	* Last Name: _____	
Suffix: _____	Suffix: _____	
Title: <u>ESG/HOPMA Program Manager</u>		
Organizational Affiliation: _____		
* Telephone Number: <u>13041558-2234</u>	* Fax Number: <u>13041558-3248</u>	
* Email: <u>Lee.G.Tabon@WV.gov</u>		

Application for Federal Assistance SF-424	
<p><b>* 9. Type of Applicant 1; Select Applicant Type:</b></p> <p>2: STATE Government</p> <p>Type of Applicant 2; Select Applicant Type:</p> <p>Type of Applicant 3; Select Applicant Type:</p> <p>* Other (specify):</p>	
<p><b>* 10. Name of Federal Agency:</b></p> <p>U.S. Department of Housing and Urban Development</p>	
<p><b>11. Catalog of Federal Domestic Assistance Number:</b></p> <p>14-231</p> <p>CFDA Use:</p> <p>Emergency Solutions Grant (ESG)</p>	
<p><b>* 12. Funding Opportunity Number:</b></p> <p>8-19-DC-56-0001</p> <p>* Title:</p> <p>Emergency Solutions Grant (ESG)</p>	
<p><b>13. Competition Identification Number:</b></p> <p>Title:</p>	
<p><b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b></p> <p>Add Attachment Delete Attachment View Attachment</p>	
<p><b>* 15. Descriptive Title of Applicant's Project:</b></p> <p>The State of West Virginia's program for the operation of quality emergency and domestic violence shelters, street outreach, rapid rehousing, and homelessness prevention programs.</p>	
<p>Attach supporting documents as specified in agency instructions.</p> <p>Add Attachments Delete Attachments View Attachments</p>	



Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="WV-002"/>	* b. Program/Project: <input type="text" value="WV-411"/>
Attach an additional list of Program/Project Congressional Districts (if needed): <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
17. Proposed Project:	
* a. Start Date: <input type="text" value="07/01/2018"/>	* b. End Date: <input type="text" value="06/30/2020"/>
18. Estimated Funding (\$):	
* a. Federal:	<input type="text" value="1,581,574.00"/>
* b. Applicant:	<input type="text"/>
* c. State:	<input type="text"/>
* d. Local:	<input type="text"/>
* e. Other:	<input type="text"/>
* f. Program Income:	<input type="text"/>
* g. TOTAL:	<input type="text" value="1,581,574.00"/>
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="text"/> <input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review. <input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" provide explanation and attach <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
21. "By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001) <input checked="" type="checkbox"/> ** I AGREE ** The list of certifications and assurances, or an internet site where you may obtain the list is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <input type="text"/>	* First Name: <input type="text"/>
Middle Name: <input type="text"/>	* Last Name: <input type="text" value="Fennell"/>
Suffix: <input type="text"/>	* Title: <input type="text" value="Director"/>
* Telephone Number: <input type="text" value="1204154215485"/>	* Fax Number: <input type="text"/>
* Email: <input type="text" value="charlie.f.fennell@ky.gov"/>	
* Signature of Authorized Representative: <input type="text" value="Charlie Fennell"/>	* Date Signed: <input type="text" value="06/03/19"/>



**ASSURANCES - CONSTRUCTION PROGRAMS**

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

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As the duly authorized representative of the applicant, I certify that the applicant:

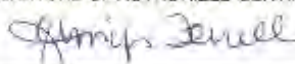
1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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Prescribed by OMB Circular A-102

11. Will comply or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276s-7), the Copeland Act (40 U.S.C. §§276c and 28 U.S.C. §87a), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11888; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Director
APPLICANT ORGANIZATION State of West Virginia	DATE SUBMITTED 05/02/19

SF-424D (Rev. 7-97) Back

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: <input type="text"/>	4. Applicant Identifier: <input type="text"/>	
5a. Federal Entry Identifier: <input type="text"/>	5b. Federal Award Identifier: <input type="text"/>	
<b>State Use Only:</b>		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
<b>8. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="State of West Virginia"/>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="55 0574004"/>	* c. Organizational DUNS: <input type="text" value="1368285320090"/>	
<b>d. Address:</b>		
* Street1: <input type="text" value="State Capital Complex, Building 3, Suite 700"/>	Street2: <input type="text" value="1500 Kanawha Boulevard, West"/>	
* City: <input type="text" value="Charleston"/>	County/Parish: <input type="text"/>	
* State: <input type="text" value="WV West Virginia"/>	Province: <input type="text"/>	
* Country: <input type="text" value="USA UNITED STATES"/>	* Zip / Postal Code: <input type="text" value="25305-0111"/>	
<b>e. Organizational Unit:</b>		
Department Name: <input type="text" value="WV Development Office"/>	Division Name: <input type="text" value="WV CAD Office"/>	
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
Prefix: <input type="text" value="Mr."/>	* First Name: <input type="text" value="Lee"/>	
Middle Name: <input type="text" value="G."/>	* Last Name: <input type="text" value="Taber"/>	
Suffix: <input type="text"/>	Title: <input type="text" value="ESG/HOPWA Program Manager"/>	
Organizational Affiliation: <input type="text" value="Community Advancement and Development"/>		
* Telephone Number: <input type="text" value="13041558-2234"/>	Fax Number: <input type="text" value="13041558-2248"/>	
* Email: <input type="text" value="Lee.G.Taber@WV.gov"/>		

Application for Federal Assistance SF-424	
<p><b>* 9. Type of Applicant 1: Select Applicant Type:</b></p> <input type="text" value="A: State Government"/> <p>Type of Applicant 2: Select Applicant Type:</p> <input type="text"/> <p>Type of Applicant 3: Select Applicant Type:</p> <input type="text"/> <p>* Other (specify):</p> <input type="text"/>	
<p><b>* 10. Name of Federal Agency:</b></p> <input type="text" value="U.S. Department of Housing and Urban Development"/>	
<p><b>11. Catalog of Federal Domestic Assistance Number:</b></p> <input type="text" value="14-241"/> <p>CFDA Title:</p> <input type="text" value="Housing Opportunities for Persons with AIDS (HOPWA)"/>	
<p><b>* 12. Funding Opportunity Number:</b></p> <input type="text" value="WVHS-FR98"/> <p>* Title:</p> <input type="text" value="Housing Opportunities for Persons with AIDS (HOPWA)"/>	
<p><b>13. Competition Identification Number:</b></p> <input type="text"/> <p>Title:</p> <input type="text"/>	
<p><b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b></p> <input type="text"/> <div style="display: flex; justify-content: space-around;"> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/> </div>	
<p><b>* 15. Descriptive Title of Applicant's Project:</b></p> <input type="text" value="The State of West Virginia's program for the operation of tenant based rental assistance, supportive services, short-term rent, mortgage, and utility assistance programs."/>	
<p>Attach supporting documents as specified in agency instructions</p> <div style="display: flex; justify-content: space-around;"> <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/> </div>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: WV-062	* b. Program/Project: 007-e.11
Attach an additional list of Program/Project Congressional Districts if needed:	
<input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
17. Proposed Project:	
* a. Start Date: 07/01/2019	* b. End Date: 06/30/2020
18. Estimated Funding (\$):	
* a. Federal	12,575.00
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	
* g. TOTAL	12,575.00
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input type="checkbox"/> a. This application was made available to my State under the Executive Order 12372 Process for review on <input type="text"/>	
<input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review.	
<input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes," provide explanation and attach	
<input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)	
<input checked="" type="checkbox"/> ** I AGREE	
* The list of certifications and assurances, or an internet link where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix:	* First Name: Jennifer
Middle Name:	
* Last Name: Powell	
Suffix:	
* Title: Director	
* Telephone Number: (304) 542-0655	* Fax Number:
* Email: Jennifer.Powell@wv.gov	
* Signature of Authorized Representative:	* Date Signed: 05/02/19

**ASSURANCES - CONSTRUCTION PROGRAMS**

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

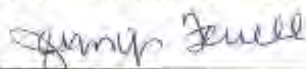
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- 11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
- 12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
- 13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a 7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
- 14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- 15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11968; (e) assurance of project consistency with the approved State management program developed under the Coaster Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523) and; (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
- 16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national Wild and scenic rivers system.
- 17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
- 18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1998 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
- 19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.


SIGNATURE OF AUTHORIZED/CERTIFYING OFFICIAL		TITLE	
		Director	
APPLICANT ORGANIZATION		DATE SUBMITTED	
State of West Virginia		05/02/19	

SF-424D (Rev. 7-97) Back

Application for Federal Assistance SF-424		
*1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	*2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	*3. If Review, select appropriate date(s): <input type="text"/> * Other (Specify): <input type="text"/>
*5. Date Received: <input type="text"/>	4. Applicant Identifier: <input type="text"/>	
6a. Federal Entity Identifier: <input type="text"/>	55. Federal Award Identifier: <input type="text"/>	
<b>State Use Only:</b>		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
<b>B. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="State of West Virginia"/>		
* b. Employer/ taxpayer Identification Number (EIN/TIN): <input type="text" value="80-0515944"/>	* c. Organizational DUNS: <input type="text" value="0512359420000"/>	
<b>d. Address:</b>		
* Street1: <input type="text" value="5710 Woodlarkle Avenue, SE"/>	Street2: <input type="text"/>	
* City: <input type="text" value="Charleston"/>	County/Parish: <input type="text"/>	
* State: <input type="text" value="WV West Virginia"/>	Province: <input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	Zip/Postal Code: <input type="text" value="25304 2804"/>	
<b>e. Organizational Unit:</b>		
Department Name: <input type="text" value="WV Housing Development Fund"/>	Division Name: <input type="text"/>	
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
Prefix: <input type="text" value="Ms."/>	* First Name: <input type="text" value="Erica"/>	Middle Name: <input type="text"/>
* Last Name: <input type="text" value="Jaggard"/>	Suffix: <input type="text"/>	
Title: <input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text"/>		
* Telephone Number: <input type="text" value="800-833-9843"/>	Fax Number: <input type="text" value="304-571-8761"/>	
* Email: <input type="text" value="staggard@wvhd.com"/>		



Application for Federal Assistance SF-424	
<b>* 9. Type of Applicant 1: Select Applicant Type:</b> <input type="text" value="Other (specify)"/>	
<b>Type of Applicant 2: Select Applicant Type:</b> <input type="text"/>	
<b>Type of Applicant 3: Select Applicant Type:</b> <input type="text"/>	
<b>* Other (specify):</b> <input type="text" value="Inequimentality"/>	
<b>* 10. Name of Federal Agency:</b> <input type="text" value="U.S. Department of Housing and Urban Development"/>	
<b>11. Catalog of Federal Domestic Assistance Number:</b> <input type="text" value="14.239"/>	
<b>CFDA Title:</b> <input type="text" value="HOME Investment Partnerships Program"/>	
<b>* 12. Funding Opportunity Number:</b> <input type="text" value="N19-56543100"/>	
<b>* Title:</b> <input type="text" value="24 CFR 92, HOME Investment Partnerships Program"/>	
<b>13. Competition Identification Number:</b> <input type="text"/>	
<b>Title:</b> <input type="text"/>	
<b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b> <input type="text"/> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <span>Add Attachment</span> <span>Delete Attachment</span> <span>View Attachment</span> </div>	
<b>* 15. Descriptive Title of Applicant's Project:</b> <input type="text" value="Operation of the HOME Program in the State of West Virginia."/>	
Attach supporting documents as specified in agency instructions. <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <span>Add Attachments</span> <span>Delete Attachments</span> <span>View Attachments</span> </div>	

Application for Federal Assistance SF-424	
<b>16. Congressional Districts Of:</b>	
* a. Applicant: <input type="text" value="W-2"/>	* Program/Project: <input type="text" value="A.L."/>
Attach an additional list of Program/Project Congressional Districts if needed: <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>17. Proposed Project:</b>	
* a. Start Date: <input type="text" value="07/01/2019"/>	* b. End Date: <input type="text" value="06/30/2020"/>
<b>18. Estimated Funding (\$):</b>	
* a. Federal	<input type="text" value="4,729,494.00"/>
* b. Applicant	<input type="text" value=""/>
* c. State	<input type="text" value=""/>
* d. Local	<input type="text" value=""/>
* e. Other	<input type="text" value=""/>
* f. Program Income	<input type="text" value="2,000,000.00"/>
* g. TOTAL	<input type="text" value="6,729,494.00"/>
<b>* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?</b>	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="text"/>	
<input checked="" type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review.	
<input type="checkbox"/> c. Program is not covered by E.O. 12372.	
<b>* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)</b>	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
(If "Yes" provide explanation and attach <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)</b>	
<input checked="" type="checkbox"/> ** I AGREE	
<small>** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.</small>	
<b>Authorized Representative:</b>	
Prefix: <input type="text" value="Ms."/>	* First Name: <input type="text" value="Bridget"/>
Middle Name: <input type="text" value="J."/>	
* Last Name: <input type="text" value="Boggs"/>	
Suffix: <input type="text" value=""/>	
* Title: <input type="text" value="Executive Director"/>	
* Telephone Number: <input type="text" value="404-933-3543"/>	* Fax Number: <input type="text" value="404-351-8761"/>
* Email: <input type="text" value="bboggs@wvdc.com"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="06/17/2019"/>

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 02/28/2022

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4726-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1586), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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Prescribed by GMB Circular A-102

- 11. Will comply, or has already complied, with the requirements of titles I and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
- 12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1506 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
- 13. Will comply, as applicable, with the provisions of the Davis Bacon Act (40 U.S.C. §§275a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
- 14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- 15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
- 16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- 17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.)
- 18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
- 19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
- 20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from: (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect; (2) Procuring a commercial sex act during the period of time that the award is in effect; or (3) Using forced labor in the performance of the award or subawards under the award.


SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
	Deputy Director - Evaluation
APPLICANT ORGANIZATION	DATE SUBMITTED
West Virginia Housing Development Fund	6/29/2018

SF-424D (Rev. 7-97) Back

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application		
* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision		
* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>		
* 3. Date Received: <input type="text"/>		
4. Applicant Identifier: <input type="text"/>		
5a. Federal Entry Identifier: <input type="text"/>		5b. Federal Award Identifier: <input type="text"/>
<b>State Use Only:</b>		
6. Date Received by State: <input type="text"/>		7. State Application Identifier: <input type="text"/>
<b>8. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="State of West Virginia"/>		
* b. Employer/Taxpayer Identification Number (DUNS): <input type="text" value="58-0816944"/>		* c. Organizational DUNS: <input type="text" value="0412053420000"/>
<b>d. Address:</b>		
* Street1: <input type="text" value="1115 NewCorkle Avenue, SE"/>		
Street2: <input type="text"/>		
* City: <input type="text" value="Martinsburg"/>		
County/Parish: <input type="text"/>		
* State: <input type="text" value="WV - West Virginia"/>		
Province: <input type="text"/>		
* Country: <input type="text" value="USA - UNITED STATES"/>		
* Zip / Postal Code: <input type="text" value="261050000"/>		
<b>9. Organizational Unit:</b>		
Department Name: <input type="text" value="WV Housing Development Fund"/>		Division Name: <input type="text"/>
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
Prefix: <input type="text" value="Ms."/> * First Name: <input type="text" value="Erica"/>		
Middle Name: <input type="text"/>		
* Last Name: <input type="text" value="Bogges"/>		
Suffix: <input type="text"/>		
Title: <input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text"/>		
* Telephone Number: <input type="text" value="800-933-1333"/>		Fax Number: <input type="text" value="304-391-0161"/>
* Email: <input type="text" value="ebogges@wvade.com"/>		



Application for Federal Assistance SF-424	
<b>* 9. Type of Applicant 1: Select Applicant Type:</b> <input checked="" type="checkbox"/> Other (specify): <input type="text"/>	
<b>Type of Applicant 2: Select Applicant Type:</b> <input type="text"/>	
<b>Type of Applicant 3: Select Applicant Type:</b> <input type="text"/>	
<b>* Other (specify):</b> <input type="text"/>	
<b>* 10. Name of Federal Agency:</b> <input type="text"/>	
<b>11. Catalog of Federal Domestic Assistance Number:</b> <input type="text"/>	
<b>CFDA Title:</b> <input type="text"/>	
<b>* 12. Funding Opportunity Number:</b> <input type="text"/>	
<b>* Title:</b> <input type="text"/>	
<b>13. Competition Identification Number:</b> <input type="text"/>	
<b>Title:</b> <input type="text"/>	
<b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b> <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>* 15. Descriptive Title of Applicant's Project:</b> <input type="text"/>	
Attach supporting documents as specified in agency instructions. <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="WV-2"/>	* b. Program/Project: <input type="text" value="511"/>
Attach an additional list of Program/Project Congressional Districts if needed:	
<input type="text"/>	<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>
17. Proposed Project:	
* a. Start Date: <input type="text" value="07/01/2019"/>	* b. End Date: <input type="text" value="06/30/2020"/>
18. Estimated Funding (\$):	
* a. Federal: <input type="text" value="1,000,000.00"/>	
* b. Applicant: <input type="text" value=""/>	
* c. State: <input type="text" value=""/>	
* d. Local: <input type="text" value=""/>	
* e. Other: <input type="text" value=""/>	
* f. Program Income: <input type="text" value="00.00"/>	
* g. TOTAL: <input type="text" value="1,000,000.00"/>	
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on: <input type="text"/>	
<input checked="" type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review	
<input type="checkbox"/> c. Program is not covered by E.O. 12372	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes" provide explanation and attach:	
<input type="text"/>	<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)	
<input checked="" type="checkbox"/> ** I AGREE	
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <input type="text" value="Ms."/>	* First Name: <input type="text" value="Julie"/>
Middle Name: <input type="text" value=""/>	
* Last Name: <input type="text" value="Davis"/>	
Suffix: <input type="text" value=""/>	
* Title: <input type="text" value="Deputy Executive - Production"/>	
* Telephone Number: <input type="text" value="303-933-5843"/>	Fax Number: <input type="text" value="303-933-5751"/>
* Email: <input type="text" value="jdavis@wvhd.com"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="05/08/2019"/>

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 02/28/2022

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

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As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1581-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§5101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-648) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§2756 to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11758; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11888; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 175(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133 "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 105(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
	Agency Director - Virginia Dept.
APPLICANT ORGANIZATION	DATE SUBMITTED
West Virginia Housing Development Fund	05/01/2013

SF-4240 (Rev. 7-97) Back

**STATE CERTIFICATIONS**

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the State certifies that:

**Affirmatively Further Fair Housing** -- The State will affirmatively further fair housing.

**Uniform Relocation Act and Anti-displacement and Relocation Plan** -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

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

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraphs 1 and 2 of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of State** -- The submission of the consolidated plan is authorized under State law and the State possesses the legal authority to carry out the programs under the consolidated plan for which it is seeking funding, in accordance with applicable HUD regulations

**Consistency with plan** -- The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the State's consolidated plan.

**Section 3** -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701a) and implementing regulations at 24 CFR Part 135.

  
Signature of Authorized Official

05/02/19  
Date

\_\_\_\_\_  
Title

### Specific Community Development Block Grant Certifications

The State certifies that:

**Citizen Participation** -- It is following a detailed citizen participation plan that satisfies the requirements of 24 CFR §91.115 and each unit of general local government that receives assistance from the State is following a detailed citizen participation plan that satisfies the requirements of 24 CFR §570.486.

#### **Consultation with Local Governments --**

1. It has consulted with affected units of local government in the nonentitlement area of the State in determining the method of distribution of funding;
2. It engages in or will engage in planning for community development activities;
3. It provides or will provide technical assistance to units of local government in connection with community development programs; and
4. It will not refuse to distribute funds to any unit of general local government on the basis of the particular eligible activity selected by the unit of general local government to meet its community development needs, except that a State is not prevented from establishing priorities in distributing funding on the basis of the activities selected.

**Local Needs Identification** -- It will require each unit of general local government to be funded to identify its community development and housing needs, including the needs of low-income and moderate-income families, and the activities to be undertaken to meet these needs.

**Community Development Plan** -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

**Use of Funds** -- It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available.
2. **Overall Benefit.** In the aggregate, not less than 70 percent of the CDBG funds, including Section 108 guaranteed loans, received by the State during the following fiscal year(s) 2019-2020 [a period designated by the State of one, two, or three specific consecutive fiscal year(s)] will be used for activities that benefit persons of low and moderate income.

3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG Funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

**Excessive Force** -- It will require units of general local government that receive CDBG 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 non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

**Compliance with Anti-discrimination laws** -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

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

  
Signature of Authorized Official

05/07/19  
Date

\_\_\_\_\_  
Director  
Title


**Specific HOME Certifications**

The State certifies that:

**Tenant Based Rental Assistance** -- If it plans to use HOME funds for tenant-based rental assistance, tenant-based rental assistance is an essential element of the State's consolidated plan.

**Eligible Activities and Costs** -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR §92.205 through §92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in §92.214.

**Subsidy Layering** -- Before committing any funds to a project, the State or its recipients will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing.

  
\_\_\_\_\_  
Signature of Authorized Official

5-8-10  
Date

Deputy Director - Production  
Title



**Specific HOME Certifications**

The State certifies that:

**Tenant Based Rental Assistance** -- If it plans to use HOME funds for tenant-based rental assistance, tenant-based rental assistance is an essential element of the State's consolidated plan.

**Eligible Activities and Costs** -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR §92.205 through §92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in §92.214.

**Subsidy Layering** -- Before committing any funds to a project, the State or its recipients will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing.

  
\_\_\_\_\_  
Signature of Authorized Official

05/02/19  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Title Director

### **Emergency Solutions Grant Certifications**

Each State that seeks funding under the Emergency Solutions Grants Program must provide the following certifications:

**Matching Funds** – The State will obtain any matching amounts required under 24 CFR 576.201 in a manner so that its subrecipients that are least capable of providing matching amounts receive the benefit of the exception under 24 CFR 576.201(a)(2).

**Discharge Policy** – The State will establish and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, mental health facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent this discharge from immediately resulting in homelessness for these persons.

**Confidentiality** – The State will develop and implement procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

The State will ensure that its subrecipients comply with the following criteria:

**Major rehabilitation/conversion/renovation** – If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the building will be maintained as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation. If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the building will be maintained as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion. In all other cases where ESG funds are used for renovation, the building will be maintained as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

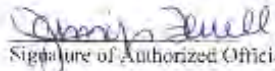
**Essential Services and Operating Costs** – If ESG funds are used for shelter operations or essential services related to street outreach or emergency shelter, the subrecipient will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the applicant serves the same type of persons (e.g., families with children, unaccompanied youth, veterans, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

**Renovation** – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

**Supportive Services** – The subrecipient will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, counseling, supervision, and other services essential for achieving independent living), and other Federal, State, local, and private assistance available for such individuals.

**Homeless Persons Involvement** - To the maximum extent practicable, the subrecipient will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under ESG, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted ESG.

**Consolidated Plan** - All activities the subrecipient undertakes with assistance under ESG are consistent with the State's current HUD-approved consolidated plan.

  
Signature of Authorized Official

05/02/19  
Date

Director

Title



**Housing Opportunities for Persons With AIDS Certifications**

The State HOPWA grantee certifies that:

**Activities** – Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

**Building** – Any building or structure assisted under the program shall be operated for the purpose specified in the consolidated plan:

1. For a period of not less than 10 years, in the case of any building or structure purchased, leased, rehabilitated, renovated, or converted with HOPWA assistance.
2. For a period of not less than 3 years, in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

  
Signature of Authorized Official

05/02/19  
Date

Director  
Title

**APPENDIX TO CERTIFICATIONS**

**INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:**

**Lobbying Certification**

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.