

A. INTRODUCTION

This Action Plan is for the fourth year of the Five-Year Consolidated Plan (2000-04) prepared in August 2000. The Consolidated Plan was developed pursuant to Title I of the Cranston-Gonzalez National Affordable Housing Act and in accordance with requirements of HUD.

To obtain community input for this plan-updating process, informational meetings were held on May 6 and June 9, 2003. Citizens, interest groups and city departments were encouraged to submit project proposals for funding consideration this program year. In addition, public hearings were held on July 7 and August 4 at the Lima City Council Chambers, 50 Town Square, Lima, Ohio. The Action Plan with proposed allocations was available for public review and comment during the period July 7 to August 4, 2003 at the Lima Public Library and the Lima Municipal Center. Citizens were directed to send their written comments to the Department of Community Development.

Written comments were received and acted upon promptly. Documentation of the citizen participation process is included in the Attachments to this submission.

B. RESOURCES

1. Federal Resources

Available federal resources amount to a total of \$2,320,134. Of this amount, \$1,930,705 in new entitlement funds is anticipated from the Department of Housing and Urban Development, with allocations for CDBG (\$1,495,000) and HOME (\$435,705). The City also expects to use at least \$370,000 in program income generated from CDBG (\$155,000) and HOME (\$215,000) activities implemented the previous year. In addition, \$19,429 – representing funds from canceled/terminated projects the previous program year – are proposed for re-programming this year.

Lima is not a recipient of funds from Emergency Shelter Grant (ESG) or Housing Opportunities for People with AIDS (HOPWA).

2. Other Resources

No other resources are anticipated to be used in carrying out the activities outlined in this Action Plan (see Item C next page). However, the city will attempt to leverage

HOME/CDBG funds with other state and local funds whenever possible. The City of Lima does not have match requirements for HOME or CDBG funds. No publicly owned land or property will be used to meet identified needs.

C. ACTIVITIES AND FUND ALLOCATIONS

1. Allocation By Source of Funds

The activities to be undertaken which have been allocated new money are described in the table below. For housing, a total of 111 low- and moderate-income households will benefit from the activities. Of this number, 83 households will benefit from HOME funds, and 28 households will benefit from CDBG funds. Likewise, the City will continue to pursue community and economic development projects in support of neighborhood groups, emergency preparedness and safety, crime awareness, park improvements, street and curb improvements, property maintenance as well as small business development and downtown improvement. See Attachment A (Listing of Proposed Projects) for more details on individual projects.

PROJECT	DESCRIPTION	TARGET ACCOMPLISHMENT	ALLOCATION
HOME Funds:	2003 Entitlement		\$435,705
	2003 Program Income (estimate)		\$215,000
CHDO Operating	Support for community-based housing development organizations		\$21,785
CHDO Set-aside	Set-aside for community-based housing development organizations	2 housing units	\$125,000
First Home Lima	Assist first-time home buyers with down payments and closing costs	70 families	\$325,000
HOME ReNew	Low-interest loans to homeowners to improve owner occupied units	5 housing units	\$100,000
Emergency Repairs - Homeowner	Deferred loans to finance emergency repairs for owner occupied units	6 housing units	\$35,350
Administration	Administrative cost to implement HOME programs		\$43,570
Total HOME			\$650,705
CDBG Funds:	2003 Entitlement		\$1,495,000
	2003 Program Income (estimate)		\$155,000
	2002 Reprogram Funds		\$19,429
Emergency Repairs - Homeowner	Deferred loans to finance emergency repairs for owner occupied units	28 housing units	\$173,159

City of Lima Action Plan, 2003-2004

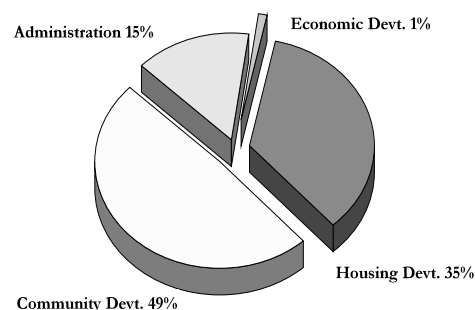
PROJECT	DESCRIPTION	TARGET ACCOMPLISHMENT	ALLOCATION
Fair Housing	Maintain education and investigative efforts to limit housing discrimination		\$25,000
Housing Counseling	Contract for technical assistance for home buyers and homeowners		\$20,000
Community Oriented Policing	Maintain Community Service Officers to support P.S.S.P. in CDBG areas	4 CSOs	\$56,000
Fire Apparatus Replacement	Reserve for an aerial ladder truck replacement (Target year of completion: PY 2007-08)	1 aerial ladder truck	\$130,176
Neighborhood Assistance	Maintain neighborhood support and education services to community organizations	22 neighborhood organizations	\$85,000
Property Maintenance Code Enforcement	Maintain property maintenance enforcement activities in CDBG areas	2,500 housing units	\$244,766
Housing/Commercial Demolition	Demolition of vacant deteriorated residential/commercial structures	20 housing units	\$85,000
Recreation Programs	Maintain expanded summer recreation programs for children aged 3 - 12	at least 4,000 children	\$15,000
Park Improvements	Improvements to recreational facilities and equipment in CDBG target areas	4 park facilities	\$75,000
Street/Curb Reconstruction	Reconstruct or resurface deteriorated streets in CDBG target areas	15-40 blocks	\$466,075
Business/Micro Enterprise Loan Prog.	Low interest loans to provide LMI job opportunities	at least 4 jobs	\$5,000
Central Business District Redevelopment	Physical improvements to promote reinvestment in downtown area	4 blocks	\$5,000
Façade Improvement Program	Incentive to refurbish structures within the CBD subject to Design Review Board	2 business	\$5,000
Administration	Administrative costs to implement CDBG/HOME programs		\$279,253
Total CDBG			\$1,669,429
FY 2003-2004 CDBG and HOME Estimated Resources			\$2,320,134

These projects are consistent with the goals and objectives in the City's 2000 - 2004

Consolidated Plan(See Attachment B - Gap Analysis) . About \$19,429 – representing funds from canceled/terminated projects the previous program year – are proposed for re-programming this year.

2. Allocation by Program

The projects outlined in Item C.1 above are traditionally implemented in a programmatic manner under community development, housing, economic development, and administration categories. The allocation of funds as illustrated by the chart on the right indicates how the City of Lima intends to distribute resources among the programs to address the mix of goals and objectives for this year.



D. GEOGRAPHIC DISTRIBUTION

In general, implementation of CDBG activities described under Item C will be confined within Lima census tracts which have at least 51% of its population considered by HUD as low- and moderate-income (LMI) persons. Based on 2000 census figures, the following areas in Lima are deemed eligible to benefit from CDBG grants: Census Tracts 110, 122 to 130 and 133 to 138, which are highlighted on the map found on page ii. A significant concentration of minorities are found in Census Tracts 137 (69%) and 138 (85%).

For HOME and housing-related projects, however, activities will be wherever LMI household-beneficiaries are located throughout the city. This is to provide assistance where eligible households reside and to ensure city-wide development needs are addressed.

E. AVAILABLE RESOURCES VERSUS TARGET AREAS

For this Plan Updating period it seems relevant to highlight that while new monies from HUD have decreased, more areas in Lima have become eligible for CDBG assistance. The new entitlement funds amounting to \$1,930,705 is at least 7 percent (or \$151,295) less than what was made available to Lima by HUD last year. On the other hand, based on 2000 Census data, CDBG-eligible areas – as defined by census tract boundaries – increased to 15 census tracts from 11 during the 1990 census taking.

Also there are more persons eligible for CDBG assistance. During the 1990 census, at least

50 percent of Lima's population consisted of LMI persons. This proportion increased to more than 59 percent during the 2000 census taking.

F. HOMELESS AND OTHER SPECIAL NEEDS

The City does not receive ESG or other homeless program dollars on an entitlement basis. Several local entities provide homeless and "special needs" services and may seek funding through the State of Ohio. The City will continue to provide technical assistance and support for those entities who provide homeless and "special needs" services.

Specific one year activities the City will pursue to prevent homelessness are:

1. Continue owner rehabilitation, emergency repair, home ownership, code enforcement, demolition/clearance, support services (including fair housing and housing counseling services).
2. Work with affordable housing providers and AMHA in an effort to provide weatherization, rent supplement, and supportive services.
3. Work with at-risk Homeless and special needs providers in an effort to attract more State and Federal resources to the community and to establish a "Continuum of Care" supportive housing model.
4. Continue providing technical assistance and facilitating "neighborhood empowerment efforts" by establishing neighborhood organizations and CHDOs.
5. Work with job training and job placement providers.

G. OTHER ACTIONS

1. General

a. Under-served Needs

The City will support the efforts of New Lima Inc and tax credit developers. Miller-Valentine Group to begin construction of 70 single family homes in Lima. Four homes will be set aside for families that have a household member who is mentally retarded or developmentally disabled. These homes will be made available for purchase by LMI families through a 15 year lease /purchase agreement . Within the program year, work will begin to create a 32 home subdivision , with the remainder of the homes to be built on vacant lots as infill housing in the surrounding area. New Lima Inc. is a community-based housing development organization (CHDO) receiving technical and financial

support from the City of Lima via HOME Funds.

The City will encourage and support New Lima Inc. and other entities in their effort to secure additional public and private funds for affordable housing, community, and economic development.

b. Foster and Maintain Affordable Housing

The City's HOME allocation will focus on low interest loans to homeowners, operate a first-time homebuyer program, and provide direct financial assistance for CHDO development.

New Lima Inc., a local CHDO, will receive technical assistance and HOME funds for administrative costs and support of construction of new homes for LMI families. Within the program year, New Lima Inc will construct 2 homes in proximity to the Lima City School sites to encourage stabilization and improvement of neighborhoods close to local schools, and to increase home ownership opportunities for LMI families.

The City's CDBG allocation will provide assistance to homeowners for emergency home repairs, property maintenance efforts through property maintenance code enforcement, demolish or restore vacant/ deteriorated properties, and provide organizational support and education services to neighborhood-based organizations.

c. Fair Housing and Barriers to Affordable Housing

The City will provide housing counseling services and fair housing educational and investigative services to limit housing discrimination, as well as other activities to remove barriers to affordable housing. The steps to be taken by the City of Lima are outlined in updates to the City's Analysis of Impediments to Fair Housing Choice (Attachment C), including a non-profit capacity building process to expand fair housing services in the future.

d. Evaluate and Reduce Lead-Based Paint Hazards

The City will implement its programs in a manner which assesses lead-based paint risks for target populations (at-risk children under 7 years old). The City will rely on the Health Department to test families with young children for elevated blood levels (EBL) and will address identified lead-based paint issues consistent with the lead-based paint strategy contained in the 5-Year Consolidated Plan (2000-04) when providing assistance under its housing programs.

e. Reduce the Number of Families in Poverty

The City will provide CDBG assistance to micro enterprises and Central Business District (CBD) property and business owners in order to stimulate economic revitalization resulting in expanded employment opportunities for low- and moderate-income persons.

f. Develop Institutional Structure

The City will continue to provide technical assistance to nonprofit and neighborhood organizations in their efforts to attain CHDO and/or CBDO status. The City will also continue to work with neighborhood focused organizations (e.g., Lima/Allen County Neighborhoods In Partnership, and the Housing Consortium) in order to improve communication and coordination of affordable housing, community, and economic development efforts and opportunities.

g. Coordination Between Public and Private Housing and Social Service Agencies

The foregoing activities will enhance coordination between public and private housing and social service agencies including the housing authority.

2. Public Housing

The Allen County Metropolitan Housing Authority (AMHA) will implement the strategies and activities as described in the FY 2000 - 2004 Consolidated Plan and will also undertake the following:

- a. Continue to apply for Capital Funds for long term needs for both family and elderly housing. The architectural assessment completed in the Spring of 2001 is now being used as a long term planning tool for future capital fund needs such as new windows, new doors, replacement of roofs, kitchen and bathroom upgrades, furnaces and other items as the available funding allows;
- b. Continue to apply for resident initiatives, self-sufficiency and drug prevention programs;
- c. Continue to apply for Mainstream Housing funding and other appropriate funding for the disabled population;
- d. Continue to provide support and apply for funding to enhance the Allen County Tenant Council, Furl Williams Tenant Council, and Resident Advisory

Boards.

- e. Administer Section 8 housing in the amount of \$4,541,274 (approximately 1041 vouchers);
- f. Administer 165 units of moderate rehabilitation. The Steiner McBride Apartments HAP contract expired on July 19, 2003. AMHA requested and received replacement vouchers for the affected tenants. As of this date, approximately 50% of the tenants have relocated while the balance remains in differing stages of the relocation process;
- g. Administer 251 public housing units (as of July 2003), which include units to be sold under the 5(h) Homeownership Program. An additional two to four units are yet to be acquired and/or rehabilitated with current development project funds;
- h. Administer a 5(h) Homeownership Program where 30 houses in total are expected to be sold to PHA residents, Section 8 tenants, or waiting list applicants who undertake homeownership classes and are able to secure financing;
- i. A policy for administering a Section 8 Homeownership Program was developed, submitted, and received HUD approval in the Agency's 2002 Annual Plan. AMHA has begun recruiting voucher holders for the program;
- j. Administer self-sufficiency programs to promote employment and educational opportunities;
- k. AMHA applied for, received, and issued additional Housing Choice Vouchers to assist families displaced at Lima Estates through the sale of this Section 8 property;
- l. Apply for additional grant funds to assist various family types based on established need.

The Section 8 Housing Choice Voucher waiting list is currently closed because the waiting period is expected to exceed one year. There are in excess of 350 families on the list. The waiting list for three (3) and four (4) bedroom units in Public Housing is currently open. The two (2) bedroom list remains closed because the waiting period is expected to exceed one year.

AMHA operates 249 conventional public housing units in the City of Lima and Allen County. The Furl Williams apartment complex contains 40 units, and the remaining 209 units are scattered throughout the City and County. There are twenty-four

(24) subsidized housing projects within AMHA's geographic jurisdiction. Four are in Allen County outside the City of Lima. The remaining twenty (20) are Section 8 New Construction or Substantial Rehabilitation, some with direct subsidies from HUD. Twelve (12) of these projects cater to the elderly (62 years of age or older), disabled, or handicapped population. AMHA is the Contract Administrator (i.e., subsidies flow from HUD to AMHA) for Wilshire Place, Lima Towers, Town Square Apartments, and Melford Village.

The physical condition of the Public Housing units is generally good. The restoration of the units is based on an annual inspection and the architectural needs assessment. Aesthetic curb appeal and mechanical system upgrades are a high priority and are addressed as funds become available.

Five percent of the Public Housing units are in compliance with 504/ADA standards.

AMHA's strategy for improving management and operations includes capital funding and operational funds for the upcoming fiscal years.

Lead based paint training for inspectors and maintenance technicians are part of the Agency's ongoing goals. AMHA has contracted with the Northern Kentucky/Greater Cincinnati Apartment Association to provide training to area property managers and landlords. This training is provided free of charge six times during the calendar year and provides landlords with the skills necessary to screen tenants and eliminate criminal activity in rental properties. AMHA's Board of Commissioners has made this training mandatory for all landlords that participate in the Section 8 Program.

As of July 2003, a total of 249 families resided in public housing, 63 families resided at the YMCA's Single Room Occupancy Program (Mod Rehab), and 1,041 families received assistance through the Section 8 Housing Choice Voucher Program. AMHA's Annual Contribution Contract with HUD allocates approximately 1,041 units. The average income of these residents was in the very low to moderate income range. All funds are derived from HUD in the form of Section 8 or Public Housing funds.

The Allen Metropolitan Housing Authority Board is currently comprised of five members, including one resident. Appointments to the AMHA Board are made as follows:

- City of Lima (2)
- Allen County Commissioners (1)
- Allen County Court of Common Pleas (1)
- Allen County Probate Court (1)

AMHA's activities to enhance coordination between public and private housing providers include membership on the Lima/Allen County Housing Consortium. The Consortium involves representatives from the public (city and county governments and non-profits) and private (lending, development, and real estate) sectors.

AMHA strongly encourages the involvement of its residents in providing input into its management policies and operating procedures. Monthly meetings are scheduled to update residents on regulatory/policy changes as well as to provide a forum for input, coordination, and communication between tenants and AMHA staff.

AMHA has prepared its required Five-Year Agency Plan and FY 2003 Annual Plan with input from the Resident Advisory Board, Board of Commissioners, and other interested parties.

H. PROGRAM SPECIFIC REQUIREMENTS

1. HOME Program

The City of Lima will receive \$435,705 in HOME funds for the 2003-2004 program year and \$215,000 in projected program income. Program activities and use of the funds are outlined under Item C.1. Specific program requirements include ensuring affordability of HOME assisted housing for five years. The First Home Lima (first-time homeowner) Program is subject to resale restrictions including pay back. If the house is sold during the initial five-year period to an income eligible family, no pay back is required. If a unit is sold to a non-eligible household, pay back is required if the household has not lived in the house for five years. The financial instrument is a five year, forgivable note where 20 percent is forgiven for each year the eligible household remains in the unit.

2. CDBG

The City of Lima will receive \$1,495,000 in CDBG funds in FY 2003-2004 and \$155,000 in projected program income. Project activities and use of the funds are outlined under Item C. The City of Lima does not anticipate a CD Float activity (Section 108) in FY 2003-2004.

I. FUNDING SOURCESEntitlement Grants

CDBG	\$ 1,495,000	
ESG		0
HOME	435,705	
HOPWA		0
Total		\$ 1,930,705

Prior Years' Program Income NOT previously programmed or reported

CDBG	\$ 155,000	
ESG		0
HOME	215,000	
HOPWA		0
Total		\$ 370,000

Reprogrammed Prior Years' Funds

CDBG	\$ 19,429	
ESG		0
HOME		0
HOPWA		0
Total		\$ 19,429

Total Estimated Program Income (2003-2004)

Business loan payments	\$ 32,000	
CDBG ReNew payments	82,000	
Demolition payments	11,000	
HOME payments	190,000	
Housing board-up payments	12,000	
Miscellaneous receipts	15,500	
Total		\$ 342,500

Section 108 Loan Guarantee Fund		0
TOTAL FUNDING SOURCES		\$ 2,662,634
Other Funds		0
Submitted Proposed Projects Totals		\$ 2,320,134
Un-Submitted Proposed Projects Totals		0

J. SUPPORT OF APPLICATIONS BY OTHER AGENCIES

<u>Funding Source</u>	<u>Support of Application</u>	<u>Other Entities</u>
A. Formula/Entitlement Programs		
ESG		Y
HOPWA	Y	
HOME	Y	
Public Housing Comprehensive Grant .	Y	
B. Competitive Program		
HOPE	Y	
HOPE 2	Y	
HOPE 3	Y	
ESG		Y
HOME (State)	Y	
Supportive Housing	Y	
HOPWA	Y	
Safe Havens	Y	
Rural Homeless Housing		Y
Sec. 202 Elderly	Y	
Sec. 811 Handicapped	Y	
Moderate	Y	
Rental Vouchers	Y	
Rental Certificates		Y
Public Housing Development	Y	
Public Housing MROP	Y	
Public Housing CIAP	Y	
Other Public Housing	Y	
C. State		
All State Programs		Y

MONITORING STANDARDS

The City of Lima's Department of Community Development will take the lead in monitoring the progress of implementation of the CDBG and HOME funded activities identified in the 2003-2004 Action Plan. The DCD Staff is responsible for the overall coordination and monitoring of all projects and activities.

DCD Staff also assist in Plan monitoring through records-keeping of project details, on-site inspections and by maintaining close functional linkages with service providers, economic organizations, neighborhood groups and target beneficiaries. Regular staff meetings will be held to provide opportunities to address operational concerns in administration and permit comparison of project developments with Plan targets as well.

Active Staff involvement in housing and community development organizations and their activities provide the Department with valuable insight into the evolving needs of low- and moderate-income persons, as well as the capacity to identify other opportunities in which City programs and resources might be better deployed.

Project execution details (such as financing, purchases, physical targets/accomplishments, and related information on beneficiaries and target areas) are managed on a daily basis by DCD Staff. These are updated regularly in electronic formats and entered into IDIS (Integrated Disbursement and Information Systems) for HUD reporting purposes. In this manner the City is assured of compliance with HUD program requirements, including timeliness of expenditures.

The Consolidated Plan will be reviewed on an annual basis and revised as community needs and conditions change. As part of the process, the City will continually review and analyze new information from the Census Bureau (see Maps and Charts Section) as these become available, particularly those on income, housing characteristics and rent burden as these affect changes in needs, priorities and geographic coverage. Likewise, DCD Staff and will continue to review past progress in meeting the Consolidated Plan's goals and objectives as well as compliance with other Federal, State, and local laws as funds become available to the City.

Each housing program funded by the City will be reviewed for compliance with Federal regulations regarding Section 504/Handicapped Access, Environmental Compliance, Lead-Based Paint, Housing Quality Standards, Davis Bacon, and other Federal requirements.

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing, prepare an analysis of impediments, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records pertaining to carrying out this certification.

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, as required under §91.225 and Federal implementing regulations at 49 CFR 24; and that it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, and the relocation requirements of §91.225 governing optional relocation assistance under section 105 (a) (11) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

Drug Free Workplace -- It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about -
 - (a) The dangers of drug abuse in the workplace;
 - (b) The grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;

4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
 - (a) Abide by the terms of the statement; and
 - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted -
 - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

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

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee

of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

- 3. It will require that the language of paragraphs 1 and 2 of this anti-lobbying certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly; the jurisdiction is in compliance with restrictions on lobbying required by that part.

Authority of Jurisdiction -- The consolidated plan is authorized under State and local law (as applicable). The Jurisdiction possesses legal authority under State and local law to make grant submissions and to execute a community development and housing programs and the jurisdiction's governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the person identified as the official representative of the grantee to submit the consolidated plan and amendments thereto and all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the grantee to act in connection with the submission of the housing and community development plan and to provide such additional information as may be required.

Applicable Laws – The jurisdiction will comply with the other provisions of the Acts covering programs covered by the HCD plan and with other applicable laws.

Consistency with Plan – The housing activities to be undertaken with CDBG, HOME, ESG and HOPWA funds are consistent with the strategic plan.

Acquisition and Relocation – Jurisdiction will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601) and implementing regulations at 49 CFR Part 24.

Section 3 -- It will comply with Section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

Signature/Authorized Official

August 5, 2003

Date

Mayor, City of Lima

Title

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen Participation Plan -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

1. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low- and moderate-income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides for participation of residents in low and moderate income neighborhoods as defined by the local jurisdiction;
2. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the grantee's proposed use of funds, as required by the regulations of the Secretary, and relating to the actual use of funds under the Act;
3. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;
4. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;
5. Provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and
6. Identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

Citizen Participation -- Prior to submission of its housing and community development plan to HUD, the jurisdiction has:

1. Met the citizen participation requirements of §91.105

2. Prepared its housing and community development plan and annual use of funds in accordance with §91.225 and made its housing and community development plan submission available to the public.

Community Development Plan -- It has developed a housing and community development plan, for the period specified in the paragraph above, that identifies community development and housing needs and specifies both short- and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. These have been developed in accordance with the primary objective and requirements of the Housing and Community Development Act of 1974, as amended. (See CFR 24 570.2 and CFR 24 part 570)

Following a Plan -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

Use of Funds -- It has developed its 5-Year Consolidated Plan and one-year projected use of funds 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 projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available); except that the aggregate use of CDBG funds received under section 106 of the Housing and Community Development Act of 1974, as amended, and if applicable, under section 108 of the same Act, during program year(s) specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that not less than 70 percent of such funds are used for activities that benefit such persons during such period.

Special Assessments -- It will not attempt to recover any capital costs of public improvements assisted in whole or in part with funds provided under section 106 of the Housing and Community Development Act of 1974, as amended, or with amounts resulting from a guarantee under section 108 of the same Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

1. Funds received under section 106 of the Housing and Community Development Act of 1974, as amended, are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements (assisted in part with CDBG funds) that are financed from other revenue sources other than under Title I of that Act, an assessment or charge may be made

against the property with respect to the public improvements financed by a source other than CDBG funds.

2. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient funds received under section 106 of the Housing and Community Development Act of 1974, as amended, to comply with the requirements of subparagraph (1) above;
3. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

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 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

Lead-Based Paint -- Its notification, inspection, testing and abatement procedures concerning lead-based paint will comply with the requirements of 24 CFR §570.608;

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

August 5, 2003

Signature/Authorized Official

Date

Mayor, City of Lima

Title

Specific Home Certifications

The HOME participating jurisdiction certifies that:

Tenant Based Rental Assistance -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

Eligible Activities and Costs -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209, and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

Appropriate Financial Assistance -- Before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing.

August 5, 2003

Signature/Authorized Official

Date

Mayor, City of Lima

Title

Appendix to Certifications

INSTRUCTIONS CONCERNING LOBBYING AND DRUG-FREE WORKPLACE REQUIREMENTS:

A. 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.

B. Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out in paragraph (o).
2. The certification set out in paragraph (o) is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. For grantees other than individuals, Alternate I applies. (This is the information to which entitlement grantees certify).
4. For grantees who are individuals, Alternate II applies. (Not applicable to CDBG Entitlement grantees.)
5. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
6. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).

7. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph five).
8. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Lima Municipal Center, 50 Town Square, Lima, OH 45801*

Lima Police Department, Hall of Justice, 117 E. Market Street, Lima, OH 45801*

Lima Public Works Department, Central Services Building, 900 S. Collett Street, Lima, OH 45804*

Lima Fire Department, Central Fire Station, 433 S. Main Street, Lima, OH 45804*

*All sites located in Allen County

Check if there are workplaces on file that are not identified here; the certification with regard to the drug-free workplace is required by 24 CFR part 24, subpart F.

9. Definitions of terms in the Non-procurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

"Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

"Conviction" means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

"Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All "direct charge" employees; (ii) all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and (iii)

temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of sub-recipients or subcontractors in covered workplaces).