



Annual Action Plan (AAP)

# GUAM AAP PY2023

Program Year 2023 (October 01, 2023 – September 30, 2024)  
for Public Comment, Friday May 19, 2023

# Executive Summary

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

### 1. Introduction

The Government of Guam (GovGuam) is an annual recipient of four entitlement grants, these entitlement grants include the Community Development Block Grant (CDBG), Home Investment Partnerships Grant (HOME), Housing Trust Fund (HTF), and the Emergency Solutions Grant (ESG). GovGuam as the Grant recipient of these funds proposes projects to be funded by the four grants that will address the needs in our community for housing, community improvement, and the needs of the homeless.

The needs, goals, and objectives set out for Guam are articulated in a 5 year Strategic Plan document known as the 2020-2024 Consolidated Plan (ConPlan). Program Year (PY) 2023 is the fourth year of the current ConPlan. This PY2023 Annual Action Plan (AAP) report is the proposal to the U.S. Dept of Housing and Urban Development (HUD) Office of Community Planning and Development (CPD) to use these funds. Guam Housing and Urban Renewal Authority (GHURA) is tasked to compile this report to propose projects for funding that will meet Guam's needs and meet the requirements and regulations governing the grant funds. GHURA is also responsible for routinely administering the grant funds, in particular, the process of engaging the public and stakeholders in the development of the report. This process is referred to as the Citizen Participation Plan.

In PY2023 of the AAP, Guam proposes 13 activities in support of various community projects (as advertised). In AP-35 of this plan, (9) CDBG/ (2) HOME/ (1) THF projects/ (4) ESG project activities will be listed which will include community activities and grants planning and administrative activities. The programs/activities address the needs for improved public facilities and the provision of public services to meet the needs of the following: the homeless, low/ very low and extremely low income residents, persons with disabilities, those needing workforce preparation for gainful employment, and housing development for affordable housing. In addition, another four programs are intended to fund the administration effort of GHURA for these grant funds. Detailed descriptions are contained in the section entitled AP-38 of this report.

Geographically, projects are located in northern, central and various low/mod areas of Guam. Typical AAPs have contained new projects to address needs, however, this year Guam proposes to utilize the full 2023 entitlement funding to support ongoing projects and programs approved from prior years. The intention is that the Annual Action Plan 2023 funds will move forward previously approved projects with replenished or additional funds needed for construction and to utilize the same community service programs to continue providing needed services in the community to benefit homeless persons, the

disabled, and those who are eligible at or below the low/mod income threshold as established for Guam. Funds have also been proposed to support affordable housing development and expand accessible affordable housing. Additionally, this AAP GHURA proposed reprogram of funds from the proposed PY2019 project *Sinajana Fire Station*, the funds allocated from this project from PY2019 and PY2021 are proposed to be programmed to a new proposed project for the Purchase of Fire Protection Equipment for low/mod service areas. We encourage readers to familiarize themselves with the objective projects and programs for this AAP year.

## **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.

For this Action Plan year, Guam has identified several projects to achieve outcomes which would address goals identified in the ConPlan 2020-2024. The list of projects can be found in section AP-35 of this Plan. Section AP-38 includes details on the specific activities paid for through CPD funds; the estimated number of low- and moderate-income persons benefiting from the projects; the amount of CPD funds allocated for the projects; project descriptions; and the location and other details.

Guam's objectives for PY2023 are largely centered around funding public facilities and continuing public service programs that improve communities by improving access to low income residents of these facilities or services specific to the CDBG EN allocation. Guam also proposed to utilize funds to support making decent housing affordable to income eligible persons through construction and accessible affordable rental. These objectives are proposed through the HOME program EN and reprogramming funds and The Housing Fund program/funds.

Additionally, Guam is proposing to reprogram funds previously allocated for the construction of the Sinajana Fire Station to purchase fire protection equipment.

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

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

Guam proposes the use of funds to support community service projects established and ongoing. The community will note that no new CDBG projects were awarded with PY23 EN funds as Guam prioritizes the full amount of PY23 CDBG Funds to previously approved projects to facilitate their construction and successful completion. Guam does propose in this AAP the reprogramming of previous PY funds from one Public Safety activity to another Public Safety activity in support of the Guam Fire Department. GHURA's Research Planning and Evaluation division held several performance meetings with the various sub-recipients addressing meeting goals, expenditures and ways to progress considering factors that

have hindered progress in recent years for all Public Service Projects. Assessing PS performances and awards based on the proposed services and needs of the community. In addition several TA sessions were hosted to support and guide Guam's community seeking funding through CPD programs.

In PY2019, Guam selected the construction of a new Sinajana Fire Station for the Guam Fire Department which was to be co-located in Sinajana adjacent to the completed CDBG constructed police station. The previously approved PFI project proposed for the new construction of a full fire station and was intended to serve several LMA villages in central Guam. Due to COVID19 and several factors outside Guam's control, the current cost assessment to construct the proposed Sinajana Fire Station has made it unattainable to secure full funding through CDBG and or other supplemental funding sources to meet the total cost of construction. This AAP proposes the reprogramming of funds allocated for this project to support needs of the Guam Fire Department through the purchase of Fire Protection Equipment as an immediate need.

The second PFI project, the Rehabilitation and New Construction of the MTM Recreational Facility, was selected for the populations it will serve in 2019. Funds originally allocated for this project were reprogrammed to support immediate needs for Affordable Housing projects associated with previously approved AAPs. In this AAP, the Mongmong-Toto-Maite recreational facility will be located in the original proposed location, near the Toto Gardens public housing community and the Villa del Mar, a housing development under the Low-Income Housing Tax Credit (LIHTC) program. This project will serve the central region of Guam.

Phase II Design and Development for Transitional Housing (TH) was previously approved in the PY2022 AAP through identified HOME Investment Partnerships funds. Guam has determined and will propose in this AAP that this project will be funded through the CDBG PY2023 EN funds. Details can be found in the AP-38 and throughout this report. Guam will report that this project will require multi-year CDBG funding with anticipation of pre-approval award.

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

Summary from citizen participation section of plan.

Guam engaged in a 65-day application period for the HUD CPD PY2023 Entitlement funds. Following receipt, review and evaluation of all PY23 CPD applications, Guam completed a 32-day consultation effort having utilized its Citizen Participation process without special considerations. The (17) AAP projects were advertised twice in local newspapers and made available on the GHURA website. In addition to the publications GHURA notified the numerous stakeholders in the community, sharing the meeting date and inviting all to attend the public briefing for Annual Action Plan 2023. TA sessions were held with a number of individuals from both the nonprofit and government sectors to address any questions or guidance needed with regard to the CPD program eligible activities. In addition Guam continued to offer on-on-one consultations for all interested community members, government and non-government.

## **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.

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

There were no comments or views not accepted.

## **7. Summary**

Guam continues work to move forward projects which have been hampered by challenges due to the lack of resources including labor shortages and construction materials, which are both factors of cost increases which necessitate the funding allocations proposed in this plan. The proposed allocations for this PY 2023 AAP were awarded to projects that were affected by the reprogramming of funds to prioritize projects for affordable housing over the previous year. Guam assessed slowed programs as a result of the recovery of the COVID19 pandemic and assessed the community needs, availability of all funds, which allowed for modified funding allocation amounts to ensure community needs are addressed. Public responses reported are minimal and may be attributed to the fact that the proposed projects are all prior year discussed and approved with regard to PFI, and/ or the one-on-one technical assistance and performance evaluations were completed prior to the notice of intent to award.

**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
Lead Agency	GUAM	
CDBG Administrator	GUAM	Guam Housing and Urban Renewal Authority, GovGuam
HOPWA Administrator		
HOME Administrator	GUAM	Guam Housing and Urban Renewal Authority, GovGuam
ESG Administrator	GUAM	Guam Housing and Urban Renewal Authority, GovGuam
HOPWA-C Administrator	N/A	N/A

**Table 1 – Responsible Agencies**

**Narrative**

Guam assumes the lead role in administering the HUD CPD Programs: CDBG, HOME, HTF and ESG grants. Guam’s Research Planning and Evaluation Division is responsible for preparing this Annual Action Plan (AAP) and the corresponding Consolidated Plan (2020-2024).

### **Consolidated Plan Public Contact Information**

Guam Consolidated Plan and Action plans can be found at the GHURA's main office: 117 Bien Venida Ave. Sinajana, Guam or the GHURA website: [www.ghura.org/about-ghura/community-development/consolidated-plan](http://www.ghura.org/about-ghura/community-development/consolidated-plan) or by contacting the RP&E Staff at 671-477-9851.

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

### **Introduction**

Guam maintained communication with service providers and others within the community, continuing to collaborate on public service or construction projects. Guam remained available to all partners in need of technical assistance or other requested guidance pertaining to this year's Annual Action Plan. Guam responds affirmatively to all requests for meetings to discuss enhanced collaborations between agencies.

### **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**

Guam maintained communication with service providers and others within the community, continuing to collaborate on public service and all construction projects. Guam administered technical assistance for all interested community, government and non-government entities for CDBG (PS & PFI), ESG, and HOME. Guam remained available to other requested guidance pertaining to this year's Annual Action Plan. Guam responds affirmatively to all requests for meetings to discuss enhanced collaborations between agencies and nonprofit organizations.

Mayor's Office of the Sinajana, Yigo, Dededo, Tamuning, Inalahan, Chalan Pago/Ordot, Mangilao, Agana Heights; the Guam Housing Corporation, Department of Correction, Guam Academy Charter School, Guam Marianas Training Center, Guam Police Department, PXP, Manelu, Sanctuary, Inc., The Salvation Army, Victim Advocates Reaching Out, were among several in attendance during the TA's inquiring on this program year's entitlement funds. Each consulted or discussed possible program activities under any or particular CPD grants proposed in this AAP or identified foundation for future funding cycles.

### **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**

GHURA is the Collaborative Applicant of the CoC and works closely with the CoC to encourage other organizations aside from the current subrecipient that help the homeless including the faith-based organizations. The CoC has outreach workers who identify the chronic homeless and make referral to government agencies for housing and support services. Once the homeless person is referred, we identify the type of services that the person or the family needs and enroll them in the appropriate project that the CoC manage. GHURA and the CoC see to it that the persons who are experiencing homelessness and those who are at-risk of becoming homeless are addressed by creating projects that serve the target population.

Thus, collaboration is seamless to ensure that homelessness is addressed and assistance that are provided meet their need.

**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**

GHURA has the oversight for both CoC and ESG funded programs. The staff collaborate with the CoC in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds through evaluation based on the performance of the subrecipients, number of persons served, referrals to mainstream services and housing stability. The CoC has a review and ranking committee that review the proposals, evaluate the performance and expenditures and effectivity of the project. The committee has established the criteria for evaluation and make the recommendation on the allocation. These organizations were selected based on performance and recommendations from the CoC. Allocations of funds were determined depending on the number of staff and capability and capacity of the organization. The CoC provides data, needs, and gaps in services and target population to prioritize for effective use of resources.

The CoC work closely with the HMIS lead and develop policies and procedures for the operation and administration of HMIS. The HMIS is utilized by all projects that help persons experiencing homelessness. Guam has a comparable database that is used by organizations that serve victims of domestic violence, sexual assault, stalking, etc. The CoC established the comparable database, a separate funding, also policies and procedures due to sensitivity and stringent confidentiality for this type of population. The CoC has a committee that works on the various activities that require HMIS functions such as the PIT, HIC and system performance. This group has the oversight for the operation and administration and operation of HMIS.

**2. Agencies, groups, organizations and others who participated in the process and consultations** (Chart: Table 2 – Agencies, groups, organizations who participated)

Agency/Group/Organization	Agency/Group/Organization Type	What section of the Plan was addressed by Consultation?	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?
1. Guam Housing and Urban Renewal Authority	Housing PHA Community Development Financial Institution	Housing Need Assessment Public Housing Needs	The Guam Housing and Urban Renewal Authority's (GHURA) Public Housing Division provides input on the needs for the public housing. Their annual plan outlines activities to sustain affordable housing for extremely low, very low and low income families. GHURA's RP&E Division provides input on the needs of public services and public facilities. GHURA's Community Development (CD) administers the HOME Program and contributes its plans for homebuyers and homeowners.
2. Guam Fire Department	Other Government - Local Grantee Department	Public Safety	GHURA coordinated with the Guam Fire Department relevant to public services and the costs of new construction for the anticipated Sinjana Fire Station and immediate need for PPE for the department. The consultation identified funds in this plan that will be used to address the department's need for personal protective equipment and fire apparatus.

3. Guam Homeless Coalition	Services- Housing Services- Homeless	Homeless Needs - Chronically Homeless Homeless Needs- Families with Children Homelessness Needs- Veterans Homelessness Needs- Unaccompanied Youth Homelessness Strategy	GHURA serves as a Collaborative Applicant for the Continuum of Care program and is responsible for administering CoC funds, monitoring programs for HUD compliance, and providing technical assistance to CoC project sponsors. GHURA consults with the Guam Homeless Coalition on how ESG funds should be spent and how to improve Rapid Rehousing and Homeless Prevention Services. Various community stakeholders in these programs addressed gaps in services for those in COVID Shelters and the programs available for case management, rapid rehousing and permanent shelter needs.
4. Mayors Council of Guam	Other Government-Local	Community Development	Various Mayors of the Mayors Council of Guam participated in the Technical Assistance workshop to discuss GHURA's current 5-year ConPlan, addressing the eligibility of prospective projects. Guam continues to engage in regular consultations one on one with the various mayors.
5. PxP	Other - Non-Government	Community Development Homeownership	GHURA held various consultation sessions with PxP, a local SP, proposing various Community Development projects addressing the needs of low-mod income communities. Through the consultation and Technical Assistance Guam was able to provide guidance to eligible project activities.

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

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

Guam responded affirmatively to all requests for consultation.

**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	Guam Homeless Coalition	Guam’s Consolidated Plan 2020-2023 identifies goals that support the CoC’s plan of addressing homelessness on Guam.
5-Year PHA Plan	GHURA	Guam’s Public Housing Authority’s goals relating to sustaining and expanding affordable housing, empowering PHA tenants, and increasing employment opportunities align with goals cited in the ConPlan.

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

**Narrative**

Guam meets regularly with service providers and various community stakeholders interested in collaborating on public service(s), community needs, and/or construction needs. For this annual action plan cycle, Guam provided technical assistance workshops for all CPD programs in advance of the competitive application process. This aspect is the first step in re-establishing long standing partnerships where funding has been a foundational component to public services and establishing new or developing collaboration for future funding opportunities. Roundtable discussions were held regarding Homelessness and the services provided that need strengthening, gaps filled or identifying succession processes through which individuals or families move through the systems getting the assistance that is needed. Other discussions were regarding community needs for public facilities in various LMI villages, the limited resources available for Guam, and leveraging the CDBG program funds for future projects.

**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**

Guam engaged in a 65 day application period for program year 2023 entitlement funds. GHURA notified the numerous stakeholders in the community, inviting all to attend the public briefing and the technical assistance workshops for each of the CPD programs; CDBG (PFI and PS), ESG, and HOME/HTF. The proposed (17) projects in this annual action plan completed a 32 day public comment period. The projects were published on May 19, 2023 and Jun 3, 2023 with a public comment hearing held on June 5, 2023. Guam again elected to provide additional funding to a number of development projects awarded in prior years (PY2019, 2021, 2022) to allow for completion. Guam’s planning and execution heavily considered the development projects which faced delays and that have been impacted by substantial cost increases due in part to Coronavirus, labor and supply issues. Guam allowed for a competitive application process for all public service and homeless assistance programs. All proposed activities in this AAP have been selected in support of Guam's 5 Year ConPlan, goals and needs assessment determined. This AAP accounts for year 3 of the current ConPlan.

**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	Newspaper Ad	Non-target/broad community	Guam Published advertisements announcing the proposed PY2023 funding projects: May 19, 2023 and June 3, 2023.	No comments were received.	No comments were not accepted.	<a href="https://ghura.org/noticefunding0availability-program-year-2023-community-planning-and-development-funds">https://ghura.org/noticefunding0availability-program-year-2023-community-planning-and-development-funds</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)
2	Internet Outreach	Non-target/broad community	Guam posted an advertisement for the list of proposed projects on the GHURA website.			
3	Public Meeting	Non-target/ broad Community	GHURA scheduled a public hearing for 10:30 am on Monday Jun 8, 2023 held at the GHURA main office in the RP&E Department.	No comments were received.	No comments were not received.	

**Table 4 – Citizen Participation Outreach**



CDBG	public federal	Public Improvements Public Services Economic Development Housing Admin & Planning	3,185,755.00			3,185,755.00	0	The full amount of PY2023 CDBG funds are proposed to provide additional funding or funding for previously approved/ongoing projects. For this PY Guam prioritized completing construction for the identified projects. Public services continued to be funded.
CDBG	public federal	Public Services/ Fire PPE/Fire Apparatus			522,613.08			Funds from the Sinajana Fire Station from PY 2019 \$272,613.08 and PY2021 \$250,000.00 have been identified to reprogram from the construction of the Fire Station to purchase fire safety personal protective equipment/fire apparatus.

HOME	public federal	Acquisition Homebuyer Assistance Homeowner Rehab Multifamily Rental New Construction Multifamily Rental Rehab New Construction for ownership TBRA Administration	1,256,171.00			1,256,171.00		The full amount of HOME Annual Allocation funds are proposed to support expanding affordable housing for sale to eligible first time homebuyers by providing financing or subsidies to reduce sales or construction prices. These funds are estimated to assist (3) LMI Households. The funds allocated to program administration is within the allowable limits.
ESG	public federal	Conversion and rehab for transitional housing Financial Assistance Overnight shelter Rapid rehousing (rental assistance) Rental Assistance Services Transitional housing	263,963.00			263,963.00		The full PY023 allocation is proposed for rapid rehousing (rental assistance), rental assistance (homeless prevention), street outreach, related services, and program administration.

HTF	public federal	Acquisition Admin and Planning Homebuyer assistance Multifamily rental new construction Multifamily rental rehab New construction for ownership	157,106.91			157,106.91		Guam will utilize these funds to expand and support affordable rental in addition to/in conjunction with the HOME Investment Partnerships Program. Funding will be used toward supporting affordable rental units.
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**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**

For this year, HOME Funds will prioritize activities for homeowner rehabilitation projects and other new construction projects. Homeowners will be utilizing their own properties for rehabilitation. For new construction the homeownership will be leveraged in a manner through the affordable housing period.

Funds supporting ESG activities will be used to support programs already receiving local funds to address the needs that can not be met by the federal program funds.

Funds supporting CDBG PS activities will be used to support programs already in place with local funds, the CDBG PY2023 funds will be used to meet the needs of eligible program activities that can not be met by local funds.

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

As Guam engages in the proposed CDBG PFI projects, the Rehabilitation and New Construction - MTM Community Recreational Facility project will be constructed on publicly-owned lands, the Phase II of the TH (Transitional Housing) to be located on GHURA's land in Dededo Guam. The TH facility will offer (4) additional beds for the community. Ongoing projects funds from previous cycles such as the Eastern Substation and Women's Residential Treatment Center are on publicly-owned lands.

### **Discussion**

All CPD proposed project activities have been identified in support of community needs and goals identified in the 2020-2024 CONPLAN. The funds identified here support the actions toward the goals set forth in the CONPLAN, progressing toward the end of the plan term.

## 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	Preserve and Maintain Existing Affordable Housing	2020	2024	Affordable Housing		Affordable Housing	CDBG: \$911,185.00 HOME: \$1,130,533.90	Rental Units Constructed TH (4) units/ families Homeowner Housing (3) Rehabilitated Affordable Homes/Families
2	Planning and Administration	2020	2024	Grants Planning and Administration		Non-housing Community Development Homelessness Non-homeless Special Need Affordable Housing	CDBG: \$637,151 HOME: \$125,617.10 ESG: \$19,797.23	Other: (3)
3	Improve and Expand Economic Opportunities	2020	2024	Homeless Non-Homeless Special Needs Non-Housing Community Development		Non-housing Community Development	CDBG: \$129,732.00	Public service activities other than Low/Moderate Income Housing Benefit: 35 Persons Assisted

4	Expand & Provide Svcs to Homeless/Non-Homeless	2020	2024	Homeless Non-Homeless Special Needs Non-Housing Community Development		Homelessness Affordable Housing	CDBG: \$244,165.77 ESG: \$227,687.00	Public service activities for Low/Moderate Income Housing Benefit: 862 Households Assisted Tenant-based rental assistance / Rapid Rehousing: 25 Households Assisted Overnight/Emergency Shelter/Transitional Housing Beds added: 34 Beds Homelessness Prevention: 110 Persons Assisted
5	Improve & Expand Comm Facilities & Improvements	2020	2024	Non-Housing Community Development		Non-housing Community Development	CDBG: \$2,191,185.00	The project Rehab and New Construction MTM Community Rec. Facility will serve the LMI population of the tri-village area of Mongmong-Toto-Maite which is estimated at 4,219 individuals. The project Phase II TH will serve (4) LMI families and will be located in Dededo.
6	Expand Affordable Housing	2020	2024	Affordable Housing Homeless		Affordable Housing	HTF: \$157,106.91	Household Housing Unit Other: 1 (1) Other

**Table 6 – Goals Summary**

**Goal Descriptions**

1	Goal Name	Preserve and Maintain Existing Affordable Housing
	Goal Description	
2	Goal Name	Planning and Administration
	Goal Description	
3	Goal Name	Improve and Expand Economic Opportunities
	Goal Description	
4	Goal Name	Expand & Provide Svcs to Homeless/Non-Homeless
	Goal Description	
5	Goal Name	Improve & Expand Comm Facilities & Improvements
	Goal Description	
6	Goal Name	Expand Affordable Housing
	Goal Description	

**AP-25 Allocation Priorities – 91.320(d) (for STATE ONLY)**

Introduction:

**Funding Allocation Priorities**

Program	Goals		
CDBG			
HOME			
HOPWA			
ESG			

Table 7 – Funding Allocation Priorities

**Reason for Allocation Priorities**

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

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

### Introduction:

### Distribution Methods

State Program Name:	Funding Sources:	Describe the state program addressed by the Method of Distribution.	Describe all of the criteria that will be used to select applications and the relative importance of these criteria.	If only summary criteria were described, how can potential applicants access application manuals or other state publications describing the application criteria? (CDBG only)	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)	Identify the method of selecting project sponsors (including providing full access to grassroots faith-based and other community-based organizations). (HOPWA only)	Describe how resources will be allocated among funding categories.	Describe threshold factors and grant size limits.	What are the outcome measures expected as a result of the method of distribution?
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Table 8 - Distribution Methods by State Program

Discussion:

## AP-35 Projects – (Optional)

### Introduction:

Guam Housing and Urban Renewal Authority (GHURA) announces the use of \$4,862,995.91 of U.S. Dept. of Housing and Urban Development (HUD) Community Planning and Development (CPD) funds during the Program Year 2023 (PY23). These funds consist of \$2,191,185.00 Community Development Block Grant (CDBG) funds, \$1,256,171.00 HOME Investment (HOME) funds, \$263,963.00 Emergency Solutions Grant (ESG) funds, and \$157,106.91 Housing Trust Fund (HTF) funds. In this program year Guam is proposing the reprogramming of \$522,613.08 funds from the PY2019 \$272,613.08 and PY2021 \$250,000.00. The proposed activities for the Community Development Block Grant (CDBG), HOME Investment Partnerships Grant (HOME), Emergency Solutions Grant (ESG) and the Housing Trust Fund Grant (HTF) are detailed below.

Guam prioritized allocation of PY223 CDBG Funds to previously approved projects to facilitate their successful completion. In Guam's AAP for PY23, various project types are proposed; to acquire/construct a public facilities and transitional housing, fund public service projects through programs operated by NGOs assisting special needs populations, extremely-low and very-low income individuals, low/mod income individuals to receive housing assistance (rapid re-housing and homeless prevention), case management, street outreach, workplace preparation, youth mentoring, other services, program administrations, and the match funds for a homeless information system. To address affordable housing, Guam will engage in homebuyer housing projects to provide direct financing to acquire and construct homes for sale and provide affordable rental.

#	Project Name
1	CDBG/PFI/Phase II Design and Development TH
2	CDBG/PFI/Rehabilitation and New Construction – MTM Community Recreational Facility (2019)
3	CDBG/PS/Purchase of Fire Protection Equipment (Reprogramed Funds B19/B21)
4	CDBG/PS/Family Services Center (2023)
5	CDBG/PS/Homeless Management Information System (2023)
6	CDBG/PS/Lighthouse Recovery Center (2023)
7	CDBG/PS/Opportunity Initiative (2023)
8	CDBG/CDBG Administration
9	CDBG/CDBG Planning
10	HOME/Affordable Housing Initiative (2023)
11	HOME/HOME Administration
12	ESG (2023) / (ESG23/12-1, 12-2, 12-3)
13	HTF Affordable Rental Program

**Table 9 – Project Information**

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

Funding priorities remain unchanged from those identified in the 2020-2024 Consolidated Plan/Strategic Plan. Guam still struggles to resolve underserved needs. NGO and Govt organizations providing much needed core services to low/mod populations, persons with disabilities, and special needs (homeless, elderly, etc.) struggle under the weight of the needs of their populations. The mix of appropriate housing continues to be lacking to address the various needs of persons at different readiness levels, from emergency housing for the street homeless to permanent unsupported housing at the opposite end of the housing needs continuum. Guam will continue to pursue affordable housing and more affordable rental housing to add to its inventory. Through efforts of the Guam Homeless Coalition, the Guam Interagency Council on Homelessness, the ad hoc committee formed to address the concerns of permitting delays and others, we hope to move forward from advocacy to action. Guam prioritizes the full amount of PY23 CDBG Funds to previously approved projects to facilitate their successful completion in addition to reprogramming of previous year funding to address the need for PPE/fire apparatus needs of the GFD.

## AP-38 Project Summary

### Project Summary Information

1	<b>Project Name</b>	CDBG/PFI/Phase II Design and Development TH
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand Affordable Housing Improve and Expand Economic Opportunities
	<b>Needs Addressed</b>	Affordable Housing
	<b>Funding</b>	CDBG: \$991,185.00
	<b>Description</b>	GHURA will construct a (4) unit apartment complex to be utilized as transitional housing.
	<b>Target Date</b>	9/30/2024
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The proposed 4-unit complex which is intended to be utilized for transitional housing.
	<b>Location Description</b>	Catalina Court Dededo, Guam 96929

	<b>Planned Activities</b>	<p>GHURA will construct a 4-unit complex on GHURA's land in Catalina Court, Dededo. This building is intended for transitional housing. Government estimates for the project are \$1,666,614.43. Funds proposed here and through reprogramming have been identified to complete the project.</p> <p>This project meets CDBG's national objective of limited clientele or LMC as stipulated in 24 CFR Part 570.208(a)(3)(ii)</p> <p>Guam elects to exercise pre award cost for this activity.</p> <p>Guam</p>
2	<b>Project Name</b>	CDBG/PFI/Rehabilitation and New Construction – MTM Community Recreational Facility (2019)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Public Facilities and Improvement
	<b>Needs Addressed</b>	Non-housing Community Development
	<b>Funding</b>	CDBG: \$1,200,000.00
	<b>Description</b>	Funds will go toward the rehabilitation of the Mongmong-Toto-Maite basketball court that will result in a covered recreational multipurpose court. Project costs will include fencing and lighting. The project will also fund construction of a new restroom facility.
	<b>Target Date</b>	9/30/2024

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The project will serve the LMI population of the tri-village area of Mongmong-Toto-Maite which is estimated at 4,219 individuals.
	Location Description	The location of the facility is 226 Aragon Street, Toto, Guam 96910.
	Planned Activities	Planned activities include the construction of a new restroom facility, fencing, lighting and the installation of a canopy over the existing basketball court. This project is eligible under 24 CFR 570.201(c). The project qualifies under CDBG's national objective of LMA or area benefit, 24 CFR 570.208(a)(1)(i).
<b>3</b>	<b>Project Name</b>	CDBG/PS/Purchase of Fire Protection Equipment (Reprogramed Funds B19/B21)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Improve & Expand Comm Facilities & Improvements
	<b>Needs Addressed</b>	Non-Housing Community Development
	<b>Funding</b>	CDBG: \$522,613.08 (B19 \$272,613.08 and B21 \$250,000.00)
	<b>Description</b>	The funds will be used to purchase fire rescue personal protection equipment/fire apparatus for the Guam Fire Department.
	<b>Target Date</b>	<b>9/30/2024</b>
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	<b>Guam</b>

	<b>Planned Activities</b>	<p>The funds will be used to purchase fire rescue personal protection equipment/ fire apparatus for the Guam Fire Department. This will allow firefighters to respond to emergencies.</p> <p>These activities are eligible under 24 CFR Part 570.201(c)(e).National Objective: LMA 24 CFR Part 570.208(a)(1)(i); Meets goal #3, as it is a public service.</p>
4	<b>Project Name</b>	CDBG/PS/Family Services Center (2023)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand & Provide Svcs to Homeless/Non-Homeless
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$25,000.00
	<b>Description</b>	The Family Service Center provides rapid rehousing assistance, homeless prevention assistance, temporary rental and/or utility relief to income eligible individuals and families through an award of Emergency Solutions Grant funds. CDBG public service funds provide for the salaries of program staff who conduct case management and outreach services. CDBG National Objective: 24 CFR Part 570.208(a)(2)(i)(B) CDBG National Objective: 24 CFR Part 570.201(e) Outcome/Objective: To make decent housing affordable to income eligible program participants.
	<b>Target Date</b>	9/30/2024
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	FSC provides assistance to persons whose incomes are at or below 30% of area median income and to homeless individuals and families.
<b>Location Description</b>	155003 Corsair Avenue, Tiyan Guam	

	<b>Planned Activities</b>	CDBG funds will support the cost of FSC operations, salaries and benefits, office supplies, program supplies and other related costs. Guam may authorize pre award costs for this program if deemed reasonable to achieve the goals and objectives of the Consolidated Plan PY2020 - 2025 and the PY2023 Annual Action Plan. Pre award will be determined in accordance with program regulations and guidance, reference 24 CFR Part 570.200(a)(5)(v).
5	<b>Project Name</b>	CDBG/PS/Homeless Management Information System (2023)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand & Provide Svcs to Homeless/Non-Homeless
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$29,287.00
	<b>Description</b>	HMIS is funded through the HUD CoC Program, sub-recipients are required to match 25% of the total cost. Funding from CDBG will be utilized as a match for the renewed Continuum of Care Program application. HMIS is the database system program administered by The Salvation Army (TSA) to assist homeless service providers to track client progress toward permanent housing. TSA is the operator of the system. Recipients of Continuum of Care funds are mandated to participate in the data service. CDBG National Objective: 2 CFR Part 570.208(a)(2)(a)CDBG Eligibility: 24 CFR Part 570.201(e)
	<b>Target Date</b>	9/30/2024
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The project is estimated to assist 862 LMI Households, whereas 2041 LMI/ participants/beneficiaries.
	<b>Location Description</b>	155003 Corsair Ave., Tiyan, Guam

	<b>Planned Activities</b>	<p>Funds will support The Salvation Army's HMIS cash match requirement for its Continuum of Care program grant award. Costs for operations, supplies, and salary will be paid for with CDBG funds. The activities proposed for this project are eligible under CDBG's regulatory requirements for public services as stipulated in 24 CFR Part 570.201(e) and 2 CFR Part 200.</p> <p>Guam will authorize pre-award costs for the Homeless Management Information System project in accordance with program regulations and guidance when deemed reasonable to achieve the goals and objectives of the Consolidated Plan PY2020-2024 the PY23 Annual Action Plan. (Statutory reference for compliance: 24 CFR 570.200(a)(5)(v).)</p>
6	<b>Project Name</b>	CDBG/PS/Lighthouse Recovery Center (2023)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand & Provide Svcs to Homeless/Non-Homeless
	<b>Needs Addressed</b>	Homelessness Non-homeless Special Need
	<b>Funding</b>	CDBG: \$173,400.00
	<b>Description</b>	The LRC is a 30 bed inpatient drug and alcohol recovery facility and program for men operated by The Salvation Army Guam. The LRC program offers inpatient and also outpatient services to both men and women.
	<b>Target Date</b>	9/30/2024
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	LRC provides residential treatment to an estimated 80 men (presumed low/mod homeless).
	<b>Location Description</b>	15003 Corsair Avenue, Tiyán, Guam

	<b>Planned Activities</b>	CDBG funds will be used to provide support for operations of the LRC, a residential recovery center program for men in recovery from substance abuse. Outpatient services are also offered for men and women. [05F Substance Abuse Services] National Objective: 24 CFR Part 570.201(e)
7	<b>Project Name</b>	CDBG/PS/Opportunity Initiative (2023)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Improve and Expand Economic Opportunities
	<b>Needs Addressed</b>	Non-housing Community Development
	<b>Funding</b>	CDBG: \$129,732.00
	<b>Description</b>	The Opportunity Initiative is proposed to provide low- and moderate-income participants with intensive workforce development inclusive of soft skills, career readiness and employability curricula, enrichment activities engaging by the youth and their families, youth mentorship and adult workplace mentorship, and family literacy programs. Manelu will conduct their programs in low/mod housing areas and neighborhoods across the island. National Objective: 24 CFR Part 570.208(a)(2)(b) Limited Clientele Activities (51% or more low/mod participation) LMA CDBG Eligibility: 24 CFR Part 570.201(e)
	<b>Target Date</b>	9/30/2024
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The project is estimated to assist 35 LMI Households, whereas 100 LMI/ participants/beneficiaries.
<b>Location Description</b>	Islandwide	

	<b>Planned Activities</b>	<p>The Opportunity Initiative project will continue assisting families of low- to moderate-income (LMI) populations to overcome barriers through training, mentoring, and guidance. Career preparation, soft-skills training, internships, and more intensive and customized support for job seekers are proposed. Expansion of an existing service, for Mentoring, Workplace Readiness Workshops, Enrichment Programs and Job Placement Assistance.</p> <p>CDBG funds will be used to support the cost of operations for the program including staff salaries, benefits, office supplies, program supplies and services, transportation and related program delivery costs. The activities to be conducted by Manelu for The Opportunity Initiative will be eligible costs under CDBG requirements in 24 CFR Part 570 and 2 CFR Part 200. Guam may authorize pre award costs for this program if deemed reasonable to achieve the goals and objectives of the Consolidated Plan Py2020-2025 and the Py2023 Annual Action Plan.</p> <p>Pre award will be determined in accordance with program regulations and guidance, reference 24 CFR Part 570.200(a)(5)(v).</p>
<b>8</b>	<b>Project Name</b>	CDBG/CDBG Administration
	<b>Target Area</b>	
	<b>Goals Supported</b>	Planning and Administration
	<b>Needs Addressed</b>	Non-housing Community Development Homelessness Non-homeless Special Need Affordable Housing
	<b>Funding</b>	CDBG: \$318,575.50
	<b>Description</b>	Funds will pay for general administration costs. GHURA is responsible for the daily administration functions of the CDBG program for the Government of Guam. GHURA monitors projects through reports, site visits, and payment requests. CDBG activities are managed programmatically and fiscally by GHURA.
	<b>Target Date</b>	9/30/2026

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	N/A
	<b>Location Description</b>	Guam will conduct CDBG program administration activities from GHURA's main office at 117 Bien Venida Avenue, Sinajana, GU 96910. The office is located across the street from St. Jude Catholic Church in Sinajana and adjacent to the Sinajana Community Center.
	<b>Planned Activities</b>	Guam will administer the activities of CDBG funded projects. This includes fiscal and program management of grant funds and activities in accordance with 24 CFR Part 570.206 for Program Administration Costs and 2 CFR Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.
9	<b>Project Name</b>	CDBG/CDBG Planning
	<b>Target Area</b>	
	<b>Goals Supported</b>	Planning and Administration
	<b>Needs Addressed</b>	Non-housing Community Development Homelessness Non-homeless Special Need Affordable Housing
	<b>Funding</b>	CDBG: \$318,575.50
	<b>Description</b>	GHURA will use Grant Planning funds to support the development and planning of projects and activities under the CDBG program. Funds will cover activities to address Guam's ConPlan goals, needs, and objectives. This may include such activities as preparation of ConPlan reports, engaging studies, analyses, surveys and other means of analysis.
	<b>Target Date</b>	9/30/2026

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	N/A
	<b>Location Description</b>	Guam will administer CDBG program planning activities from GHURA main office at 117 Bien Venida Avenue, Sinajana, GU 96910. The office is located across the street from St. Jude Catholic Church in Sinajana and adjacent to the Sinajana Community Center.
	<b>Planned Activities</b>	Guam will administer the planning activities of the CDBG program. This includes conducting all necessary studies to determine the feasibility of projects, monitoring the implementation of projects through reports, site visits and payment requests. The activities meet the regulatory requirements stipulated in 24 CFR 570.205, Eligible planning, urban environmental design and policy planning management capacity building activities.
<b>10</b>	<b>Project Name</b>	HOME/Affordable Housing Initiative (2023)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand Affordable Housing
	<b>Needs Addressed</b>	Affordable Housing
	<b>Funding</b>	HOME: \$1,256,171.00
	<b>Description</b>	Guam will support expanding affordable housing through first-time homebuyer eligible activities where Guam will impose a Recapture Provision on assisted properties. The project is estimated to assist (3) LMI Households. Completion of the project is expected by September 30, 2028.
	<b>Target Date</b>	9/30/2028
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The project is estimated to assist 3 Household. Beneficiaries will be HOME income-eligible and qualified households at or below 80% of Area Median Income.

	<b>Location Description</b>	Program administration will be conducted out of its main office at 117 Bien Venida Avenue, Sinajana, GU 96910. Site location TBD.
	<b>Planned Activities</b>	HOME funds will be used to support affordable housing. Guam will offer a first-time homebuyer program that will provide affordable housing to eligible first-time homebuyers. Guam will provide financial assistance to reduce purchase or construction prices in the forms of subsidies and/or financing. Subsidies will involve deferred loans or grants towards purchase prices while financing will include low-interest loans. The program will establish thresholds for subsidies, values and financing within regulatory limits. Types of housing will include new construction or acquisition with or without rehabilitation. Costs for this project will include rehabilitation construction activities, acquisition, on-site infrastructure, utility connections and services, salaries, benefits and other eligible costs related to the project and direct assistance in compliance with 24 CFR 92.206 and 2 CFR Part 200.
11	<b>Project Name</b>	HOME/HOME Administration
	<b>Target Area</b>	
	<b>Goals Supported</b>	Planning and Administration
	<b>Needs Addressed</b>	Affordable Housing
	<b>Funding</b>	HOME: \$125,617.10
	<b>Description</b>	Guam will administer the activities of the HOME program in accordance with program regulations located at 24 CFR Part 92.
	<b>Target Date</b>	

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	N/A
	<b>Location Description</b>	GHURA will administer the HOME program activities from their main office at 117 Bien Venida Avenue, Sinajana, Guam.
	<b>Planned Activities</b>	Funds will support the general administrative and planning activities of the HOME program. GHURA manages the activities of the HOME program under the 2022-2024 Consolidated Plan for AAP PY 2023. GHURA conducts site visits, research, analyses, interviews, and such other tasks related to program management.
<b>12</b>	<b>Project Name</b>	ESG (2023) / (ESG23/12-1, 12-2, 12-3)
	<b>Target Area</b>	
	<b>Goals Supported</b>	Expand & Provide Svcs to Homeless/Non-Homeless Planning and Administration
	<b>Needs Addressed</b>	Homelessness Affordable Housing
	<b>Funding</b>	

<p><b>Description</b></p>	<p>ESG (2023)  (ESG 2023/12) Family Services Center, TSA  (ESG 2023/13) GUMA Manhoben, Sanctuary  (ESG 2023/14) Project Akudi, Manelu  (ESG 2022/15) Administration GHURA</p> <p>2023/12 Family Services Center/OneStop Homeless Assistance Center The Salvation Army operates the Family Services Center/OneStop Homeless Assistance Center providing homeless prevention and rapid rehousing assistance to the homeless and extremely low income individuals and families. Assistance includes help with rental assistance, security deposits, utility arrears and other aspects of obtaining or retaining housing. Participants are providing case management as a condition of receiving assistance. (PY23 Funds allocated \$65,000.00)</p> <p>2023/13 Guma Manhoben Sanctuary, Inc provides permanent housing assistance to 4 homeless individuals with disabilities. This ESG component is part of a related assistance to Sanctuary under the Continuum of Care. (PY23 Funds Allocated \$25,000.00)</p> <p>2023/14 Project Akudi will conduct street outreach to locate individuals and families experiencing homelessness. The project will then provide case management to clients to assist them in rapid rehousing eligible activities. This ESG component is part of a related assistance to the Continuum of Care. (PY23 Funds Allocated \$154,165.77)</p> <p>2023/15 Grant Administration GHURA conducts program administration activities of the ESG program. (PY22 Funds Allocated \$19,797.23)</p> <p>Program Compliance References: 24 CFR Part 576 Subpart B, 2 CFR Part 200  ESG/Family Services Center, TSA \$65,000.00  ESG/GUMA Manhoben, Sanctuary\$25,000.00  ESG/Project Akudi, Manelu \$154,165.77  ESG/Administration, GHURA \$19,797.23</p>
<p><b>Target Date</b></p>	<p>9/30/2025</p>

	<p><b>Estimate the number and type of families that will benefit from the proposed activities</b></p>	<p>2023/12-FSC estimates they will provide assistance to 25 individuals or 5 families for rapid rehousing assistance and 40 individuals or 15 households for homeless prevention assistance. Participants either meet the definition of homeless or are households at extremely low income of 30% of Area Median Income.</p> <p>2023/13-Guma' Manhoben will assist 4 homeless individuals or households to receive rapid rehousing.</p> <p>2023/14 Project Akudi will assist 60 individuals/50 families.</p> <p>2023/15-GHURA administers the ESG program from their main office at 117 Bien Venida Avenue, Sinajana, GU 96910.</p>
	<p><b>Location Description</b></p>	<p>2023/12-TSA operates the FSC One Stop Homeless Assistance Center out of their main office at 155003 Corsair Avenue, Tiyan, Guam. Assistance is available to eligible persons island wide.</p> <p>2023/13-Sanctuary Inc will administer the Guma Manhoben program out of their main office at 406 Chalan Mai Mai, Chalan Pago, Guam. Assistance is available to eligible homeless persons island wide. 2022/13-3-GHURA administers the ESG program from their main office at 117 Bien Venida Avenue, Sinajana, GU 96910.</p> <p>2023/14-Project Akudi operates out of their main office at 136 Tun Felix Camacho St. Tamuning, Guam. The project will conduct outreach primarily in Dededo, Tamuning and Agana, but will also respond to referrals throughout the island.</p> <p>2022/15-GHURA administers the ESG program from their main office at 117 Bien Venida Avenue, Sinajana, GU 96910.</p>
	<p><b>Planned Activities</b></p>	
<p><b>13</b></p>	<p>Project Name</p>	<p>HTF Affordable Rental Program</p>
	<p>Target Area</p>	
	<p>Goals Supported</p>	<p>Expand Affordable Housing</p>
	<p>Needs Addressed</p>	<p>Affordable Housing</p>

Funding	HTF: \$157,106.91
Description	Guam will utilize HTF funding to expand and support affordable rental.
Target Date	9/30/2026
Estimate the number and type of families that will benefit from the proposed activities	Guam will service at least one extremely low-income family defined as a household income not exceeding 30% of the median family income for the area as published annually by HUD.
Location Description	Guam
Planned Activities	Guam will leverage these funds with other sources to support affordable rental. Guam will either construct or acquire and rehabilitate existing housing.

## **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?**

No, there are currently no plans to help non-entitlement units of the general local government to apply for Section 108 loan funds.

### **Available Grant Amounts**

GHURA had expended approximately \$12M in Loan Guarantee funds and approximately \$4M leftover, however, no plans were made to utilize the remaining funds.

### **Acceptance process of applications**

Should a viable project be readily available, GHURA would present that project to HUD. Once HUD has reviewed all the financing, organizational structure, and the national objectives to be met, an approval will be given for GHURA to proceed.



## **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**

Census tracts in the Appendix indicate the locations of the proposed CPD-funded projects and activities that will take place this Program Year. The projects meet the eligibility requirement of serving 51% LMI. Both Public Facilities and Improvement projects qualify as an area benefit. The northern village of Dededo is the site of a proposed Phase II Transitional Housing. Dededo is Guam’s most populous village, home to over 44,000 people occupying a +/- 30 square mile area. Topographically, Dededo is a flat plane of limestone composition.

The projects proposed under HOME does not target a specific area, but will allow first time homebuyers financing or subsidies to reduce sales or construction prices of homes for income-eligible families. The ESG program will assist LMI persons throughout the territory who are homeless or at-risk of becoming homeless.

### **Geographic Distribution**

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

**Table 10 - Geographic Distribution**

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

In broad terms, Guam physically identifies along 3 regional lines – north, central, and south. This becomes significant as services proposed frequently run along these same lines. Northern Guam is composed of limestone flats which proved optimal for the development of large-scale communities. As you proceed south, population density declines, mountains rise, and the population runs all along Guam's southern coast with less improvement inland. Where larger population centers exist, more and more diverse services are available. Guam balances this against the needs of smaller populations where the same access by low- and moderate- income persons and households to community facilities and improvements are not present.

A project is funded if it meets the minimum threshold of being a 51% low- and moderate-income area. Projects must also demonstrate that they will have a positive impact to the neighborhood and/or show opportunities for economic development. Additionally, a project is also evaluated based on the sub recipient's ability to maintain the project or facility, once completed.

## **Discussion**

Through Citizen Participation, strong institutional networks, and enhanced coordination between housing and social service agencies, Guam will continue the process of evaluating needs to best determine how to allocate federal and local resources.

## Affordable Housing

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

Guam has identified funding to support affordable housing initiatives. This program year HOME program funds are prioritized to first time homebuyer programs that will provide financing or subsidies to reduce sales or construction prices of homes for eligible buyers. Guam will continue to prioritize affordable housing rental through previous HOME funding years and other programs outside of HOME.

One Year Goals for the Number of Households to be Supported	
Homeless	2041
Non-Homeless	
Special-Needs	
<b>Total</b>	<b>2041</b>

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

One Year Goals for the Number of Households Supported Through	
Rental Assistance	27
The Production of New Units	
Rehab of Existing Units	0
Acquisition of Existing Units	3
<b>Total</b>	<b>30</b>

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

### Discussion:

This AAP for PY2023 proposes continued funding to CDBG PS activities which aim to support community needs addressing homelessness, non-homelessness, and special needs populations, these services Expand & Provide Services to Homeless/Non-Homeless through rapid rehousing, shelter and transitional housing. The proposed HOME Program activities will support affordable housing by offering a first time homebuyer program that will provide financing or subsidies to reduce sales or construction prices of homes for eligible buyers. CDBG PFI project proposes construction of a 4-unit transitional housing complex in Dededo. This PY2023 Guam will allocate the Housing Trust Fund to support affordable rental. Guam continues to maintain its HUD Housing Counseling program, providing counseling, education and loss mitigation services to the community.

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

### **Introduction:**

GHURA receives HUD Capital Fund Program (CFP) grant funds, these funds are used to continue to ensure Guam's public housing developments are decent, safe and sanitary. GHURA creates and executes the CFP Five Year Action Plan in accordance with HUD's guidance and regulations. The Plan describes how the CFP funds are to be expended within the next 5 year period. GHURA has effectively expended and administered CFP funds to improve and preserve GHURA properties through ongoing capital improvements which include the modernization of units and site improvements. GHURA will continue to develop and implement the Plan to improve the quality of life for GHURA residents.

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

The PHA plans to provide family- and youth-oriented programs for families living in public housing; open wait list at select PH sites; expansion of the AMP4 office/parking stalls to address limited spaces. Other actions include the upgrade and reorganization of a coordinated monthly newsletter for public housing residents for all AMP sites with an integrated approach of service providers; actively recruit more residents to become involved in the resident advisory board as previous residents have exited the program; strengthen & expand on current partnerships with the village Mayors, Neighborhood watch and other non-profit organizations to better serve the needs of our public housing families; on-going internal staff trainings relating to providing better services to our current residents (daily care of appliances in the unit with less costly everyday products; asking the appropriate questions for everyday issues residents experience in the unit; etc.); developing educational modules for residents (daily care of appliances; passing unit housekeeping inspections; participating in resident services activities etc.)

A testing for the presence of Lead-Based Paint (LBP) was completed in November 2018 which identified 67 public housing units tested positive for lead. On April 27, 2023, a request to solicit Professional Services for Lead-Based Abatement was submitted to GHURA's Procurement Division via the CFP Manager. Procurement planning for the solicitation of this project is ongoing. The solicitation request is to abate Lead-based Paint in the 70 public housing units that are in scattered sites across five villages.

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

PHA plans to integrate services and/or programs relating to self-sufficiency. Public Housing Program residents participate in Resident Advisory Board (RAB) meetings which are held to discuss, review, and engage comments on amendments to the Public Housing Admissions and Continued Occupancy Plan (ACOP), Capital Fund Program (CFP) Grant, and the Annual PHA Plan. The purpose of the Resident Advisory Board is to include the PH Resident's participation together with GHURA Managers and other PHA staff to review and discuss public housing policies that provide guidance for PH staff and rules or projects that affect PH residents. Input from PH resident members of the RAB represent the interests of the public housing residents. PH Residents are encouraged to advocate their recommendations for future projects or improvements through RAB meetings which

are documented and considered for implementation. Homeownership activities for Public Housing residents are encouraged.

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

GHURA is not designated as troubled at this time. GHURA is considered a Standard Performer under the Public Housing Assessment System (PHAS) with a Standard Management designation under the Management Assessment Subsystem (MASS). Ongoing plans to forecast Operating Reserves and the Capital Fund Program to cover resident-related programs as a management improvement tool.

**Discussion:**

Overall, Public Housing will continue to strengthen current partnerships with service providers, non-profit organizations and other organizations to address on-going needs of our families. Revival of the PH Resident Newsletter to keep residents informed and abreast of changes is part of immediate PH plans for the upcoming year.

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

### **Introduction**

Guam plans to continue funding of the Temporary Emergency Shelter into 2022-2023, which started due to the public health emergency, COVID19 in 2020. This is in efforts to continue to provide shelter to those experiencing homelessness during the still ongoing COVID pandemic on Guam and in support of the combined goals for Guam to address Homelessness and other special needs. Addressing the homeless and other special needs in Guam, Pre-COVID19 factors such as Guam's emergency shelter and Alee shelter for DV survivors continue to remain at full capacity. In response to the community's need, the local CoC, the Guam Homeless Coalition, remains committed to increasing and addressing services to homeless individuals and those who are at risk of homelessness. Due to confidentiality, Guam established a comparable database exclusive for DV service providers that has proven a positive impact in the coordinated efforts to serve those who are homeless and at risk of becoming homeless.

### **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**

During 2022, the CoC continued to fund the following programs that serve unsheltered persons: Housing First Rental Assistance Program; tenant based rental assistance program for chronic homeless and their families; Y'Jahame project-based permanent housing for chronic homeless; DV Bonus, a joint transitional rapid rehousing project for DV victims, and Guma Manhoben, another joint transitional housing rapid rehousing project that serves homeless youth; and new program the Anchor of Hope, a permanent supportive housing program for survivors of domestic violence, sexual assault, stalking, etc and their families.

The Homeless Management Information System (HMIS) is a secure, centralized database for service providers including a comparable database for DV serving organizations. The improved coordinated entry system utilizes assessment tools such as VI SPDAT, as well as referrals among service providers. This has proven to prioritize housing, as well as to develop strategies to address homelessness. These programs continue to remain funded for this proposed program year. Through 2021 the COVID19 restrictions in place still allowed for members of the CoC to routinely conduct street outreach to unsheltered persons. While some outreaches target families with children, others target the general unsheltered populations. During intake of unsheltered clients, an assessment is conducted to determine if the client is eligible for mainstream benefits. Caseworkers assist in the application, submission, and follow up process. Once housed, clients receive support services that continue as needed, even after they are discharged from an emergency shelter, or exited transitional housing. Referrals and coordination of services will be made to appropriate service providers within the community. The outcome of these activities is to provide

sufficient resources to the individual or family to address impediments that impact the ability to maintain permanent housing. These processes offered the Emergency Housing Voucher Program which began in 2020 and continues to allow GHURA to strengthen partnerships and include 87 additional EHV vouchers for the next proposed PY2023 year. In addition to EHV, GHURA submitted a grant application for Family Unification Program to assist youth aging out of foster care and families who are at risk of becoming separated due to inadequate living conditions.

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

Guam has continued to identify the critical need for emergency shelters identified for DV survivors. With the DV emergency, DV Bonus, Victims Advocate Reaching Out (VARO) and Alee shelter focused on DV survivors. Similarly, Anchor of Hope provides permanent supportive housing for DV coming from the shelters and transitional housing. Guam continues to see these shelters maintain full capacity. Further planning discussions with other non-government partners continue to take place.

### **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 CoC funded programs adopt a strategy that incorporates a "Housing First Approach" that prioritizes providing permanent housing to people experiencing homelessness, thus ending their homelessness, and serving as a platform from which they can pursue personal goals and improve their quality of life. Support services and case management are offered so that they maintain housing stability. Support services offered by Guma San Jose (emergency shelter), Alee (women's shelter for survivors of domestic violence), and Lighthouse Recovery Center (residential substance abuse treatment center) may continue even after individuals have exited. Service providers may extend stays, as necessary, for the benefit of their clients. For instance, income earners may be allowed to extend up to 6 months to allow the client sufficient time to generate savings to ensure stability and self-sufficiency upon exit. The strategy is to move clients out of emergency shelter into permanent housing upon completion of their case plan, which could include job readiness training and successful enrollment in other mainstream services. While this strategy involves completing these tasks within predetermined timelines, high barriers of completion, such as limited English proficiency, lack of proper government identification, and lack of transportation, are all still barriers to overcome. The local CoC partnered with government agencies Department of Revenue & Taxation that provides

government issued ID's for free and temporary ID for those who don't have proper ID while they are waiting for birth certificate or social security card to be processed. The CoC also executed an MOU with the Guam Regional Transit Authority that manages public transportation to provide free and/or discounted rides to the homeless, and para- transit for those who have disabilities.

**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 CoC determined the main risk factors affecting first time homeless to be: a) evictions for failure to pay rent or failure to conform to tenant rules, and, b) failure to pay rent due to unemployment. The CoC determined these risk factors through intake procedures conducted by member agencies. To address this, the CoC Annual Action Plan and ESG programs prevent first time homelessness by offering financial assistance for rent and/or utilities arrears under the Homeless prevention (HP). If individuals or families become homeless, referrals are made for rapid re- housing under ESG and emergency sheltering. To provide further assistance, clients are encouraged to continue with case management services even after discharge from shelters. The Department of Labor, which is also a member of the CoC, partners with other organizations that provide education and training to establish various types of skills that may be beneficial for employment related activities, to include on the job training, resume building and such.

## **Discussion**

In addition to working through the effects of COVID19 on the community, programs and the targeted population, Guam still sees previous issues faced in prior to emergency response year, where before programs can move clients out of emergency shelter into permanent housing clients must reach their goals in their individual service plan. However, barriers are being addressed that include lack of documentation, high default accounts, and the lack of transportation that an individual experiences. Partnerships through the CoC, GHURA, and faith-based organizations will continue to collaborate within goal focused networks.

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

### **Introduction:**

HOME funds are aimed to continue to address the issue of affordable rents and affordable housing. Housing Study and Needs Assessment was completed in 2019 which included a local Fair Market Rents in 2019, to include projected move population growth in addition to the estimated replacement homes needed by 2045. This study has been able to assist with strategic planning for Guam and the need for more affordable housing.

### **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**

Guam's median price for single family homes continues to climb from the previously reported skyrocketed amount at \$325,000.00. Guam has seen a steady increase since 2014. This price best articulates Guam's largest barrier to affordable housing, which is that it is not available. Funds have been identified to focus on low-mod income families in a broader geographic area. With the proposed HOME funds are aimed to address the issue of affordable housing through direct subsidies. Housing Study and Needs Assessment was completed in 2019 which included a local Fair Market Rents in 2019, to include projected move population growth in addition to the estimated replacement homes needed by 2045. This study has been able to assist with strategic planning for Guam and the need for more affordable housing.

### **Discussion:**

The proposed HOME Activities for this AAP will continue to provide opportunity for low-income qualified land owners to seek funding for further affordable housing. This will address the issues Guam has seen with the lack of affordable property for low/mod income individuals or families. Guam continues to support more affordable housing options through rental and other key issues such as transitional housing through.

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

Introduction:

HOME funds are aimed to continue to address the issue of affordable rents and affordable housing. Housing Study and Needs Assessment was completed in 2019 which included a local Fair Market Rents in 2019, to include projected move population growth in addition to the estimated replacement homes needed by 2045. This study has been able to assist with strategic planning for Guam and the need for more affordable housing.

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

Guam's goals in PY2023 include:

Goal 1: Preserve and maintain affordable housing

Goal 2: Improve and expand economic opportunities

Goal 3: Improve and expand community facilities and improvements

Goal 4: Expand affordable housing

The obstacles impacting Guam's ability to meet its goals and to fill areas of underserved needs include:

(Goal 1) Lack of lender participation in homebuyer programs. – Guam will continue efforts to engage and educate local lenders in the benefits of their participation in homebuyer programs designed to assist HUD-eligible homebuyers. Guam will continue to engage in roundtable capacity-building forums with national partners to engage local lenders. Guam seeks to partner with federal and local government mortgage lenders to leverage CPD funds to provide direct assistance to prospective homebuyers.

(Goals 1, 3, & 4) Availability of contractors – Guam will continue its efforts to engage new contractors to participate in its rehab or new construction projects for homeowners and community facilities developments. Guam is working to design an education session for contractors interested in participating in HUD-funded construction projects.

(Goals 1, 3, & 4) Construction costs exacerbated by competition with military buildup – Guam continues to measure and address the impacts of competing for limited island resources with the U.S. Military during their buildup period. Guam will propose changes to national policies that negatively impact the local efforts to develop and sustain affordable housing and provide for needed community facilities.

(Goals 1, 3, & 4) Lack of skilled construction workers, local – Guam will continue efforts to educate and train island residents for careers in the construction trades by supporting the Guam Trades Academy, the Guam Department of Labor, local contractor trades organizations, and housing development non-profits.

(Goals 1, 3, & 4) Limited access to skilled construction workers under federal H-2B provisions – Guam leaders continue to measure the impact on limits to the island's access to workers under the federal H-2B program and advocate strongly for remedies to those limitations.

(Goals 2 & 3) Limited availability of support service providers serving low/mod and presumed low/mod populations – Guam will work with national organizations to increase the number of local non-profits prepared to serve the needs of the island low/mod and presumed low/mod

populations. The need for such organizations far outweigh the capacity of the hard-working local contingent providing these vital services.

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

Guam will focus on providing financial assistance to homebuyers. Guam will continue to support affordable housing and assist in overcoming one of the barriers, rising costs. In addition, the program provides stability and long-term sustainability. Guam continues to refine the program based on feedback, market conditions and housing data. Furthermore Guam maintains its HUD Housing counseling agency certifications with (3) HUD certified housing counselors servicing HOME program families, PHA families and the island at large.

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

GHURA maintains a lead-based paint (LBP) plan to address and mitigate property areas identified with LBP. This plan includes LBP disclosures provided to all Housing unit tenants. This same plan includes GHURA's management and oversight on all ongoing projects with the PHA to address LBP (abatement, encapsulation and or removal), whereas, currently, Lead based paint (LBP) shall be removed and disposed of in accordance with 40 CFR Part 745.227 (as such, disturbance/demolition/disposal of these work items). The construction debris must be performed in accordance with the OSHA lead standard for construction (29 CFR 1926.62) and US EPA hazardous waste regulations (40 CFR Parts 240-282). The OSHA lead standard includes requirements for worker training, medical surveillance, air monitoring, personal protective equipment, and hygiene facilities. In addition, any waste generated from the disturbance of these surfaces may be regulated by the EPA as hazardous waste. It is recommended that a representative sample of the waste be analyzed for proper hazardous (or non-hazardous) characterization. If the waste stream is deemed hazardous, it must be disposed of at an EPA-approved site. If the waste stream is found non-hazardous, it can be disposed of as construction debris. The contractor provides certification of LBP material disposal to GHURA and that no airborne contamination occurs. Close out documents for LBP certification requirements are required. The contractor shall hire an independent third-party inspector to determine the presence (or absence) of LBP and ensure that the work is completed and free from LBP contamination. The independent third-party inspector shall be EPA- certified and licensed to conduct such activities pursuant to 40 CFR Part 745.227. GHURA maintains LBP Policy is in place for both CoC and CDBG Public Service and PHA activities.

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

- Family Self-Sufficiency (FSS) Program Coordinators currently support 125 participating

families by linking them with services to successfully accomplish individualized goals and associated activities outlined in their Individual Training and Services (ITSP) Plan.

- Participants are provided with case management, imparting the importance of financial capability by offering budgeting workshops, and communicating the importance of increasing savings. Working in tandem with community cohorts, FSS Coordinators routinely encourage families to work toward paying down debt, increase credit scores, and establish emergency savings, all targeted toward encouraging homeownership.
- The program provides a financial incentive to participating families by way of escrow earnings. This interest-bearing, tax-free escrow savings account is intended to help participants build savings and attain financial literacy;
- A series of “Smart Money” budgeting workshops which include, “Pathways to Homeownership,” is provided to all FSS families at the initial stages of their participation. These workshops are intended to improve personal financial knowledge, communicate costs associated with homeownership, and better prepare families for first-time homeownership.
- FSS conducts outreach to inform participants about the HCV Section-8 Homeownership Program, refers readied participants to Renewable Affordable Homes program staff, Guam Housing Corporation, self-help housing programs (MCDC), and etc.
- FSS Coordinators routinely seek out effective, alternative training programs, workshops, and seminars, continuously exploring the feasibility of expanding the services it delivers, as well as providing additional resources within the community to enhance and cultivate the FSS program. Coordinators anticipate enrolling additional members, increasing its number to service approximately 145 participants, at any given time.

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

Daily administration of the CPD programs rests with the Guam Housing and Urban Renewal Authority (GHURA). GHURA has embarked on a comprehensive review and execution of improvements to their internal tracking and monitoring of programs across the board. This will continue into program year 2023. This will include the development of new policies for new programs, and the review of existing policies to ensure current compliance with federal and local statutes and mandates. Along with new policies, new procedures are being developed that include streamlining the tracking process of milestone activities. The use of shared technology (Google Forms) and the creation of Flow Charts will be further integrated into GHURA’s processes. The onboarding of new employees will include mandatory training specific to programmatic responsibility and, broadly, to cover cross cutting requirements. Existing staff will continue the calendar of training designed during PY2022. GHURA’s Attendance in person for key meetings will be strongly reviewed and considered for affordability and reasonableness.

While the convenience of online meetings, training, and technical assistance is recognized, the benefits of in-person engagement remains the superior experience. GHURA will complete the creation of stronger policies to ensure appropriate handling of reasonable accommodation and modification requests, and grievance and appeal procedures, the former of which will apply to all programs administered by GHURA. The timely management of funds is a perennial challenge. Implementation of stronger time-and-performance oriented reprogramming is slated to be implemented in PY2023.

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

**Discussion:**

## Program Specific Requirements

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

#### Introduction:

Specific program requirements for CDBG, HOME, ESG and HTF are provided below. Guam does not participate in HOPWA.

#### 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	None
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	No proceeds related to Section 108
3. The amount of surplus funds from urban renewal settlements	None
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.	\$35,390.56
5. The amount of income from float-funded activities	None
Total Program Income	

#### 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.	100.0%

**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:

*Guam does not intend to utilize other forms of investments beyond those identified in 92.205 PY2023 funding will be utilized to assist in affordable homebuyer activities.*

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:

*GHURA has opted for a reduction method during the affordability period to calculate the recapture portion in the event of a voluntary or involuntary sale. The direct HOME subsidy on a pro-rata basis for the time the homeowner has remaining on the affordability period, is calculated against the required affordability period.*

*To determine the pro rata amount recaptured by the PJ:*

*Divide the number of years remaining on the period of affordability by the affordability period,  
Multiply the resulting figure by the total amount of direct HOME subsidy originally provided to the homeowner.*

*Number of years remaining on the affordability period x Total Direct HOME Subsidy = Recapture Amount*

*Period of Affordability*

*The recaptured amount is limited to the net proceeds at time of the sale. Net proceeds is the sales price less any mortgage balance and closing costs.*

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:

Please see attachment for this item response.

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:

*Guam does not intend to utilize HOME Funds to refinance existing debt of any kind.*

5. *If applicable to a planned HOME TBRA activity, a description of the preference for persons with special needs or disabilities. (See 24 CFR 92.209(c)(2)(i) and CFR 91.220(l)(2)(vii)).*

N/A

6. *If applicable to a planned HOME TBRA activity, a description of how the preference for a specific category of individuals with disabilities (e.g. persons with HIV/AIDS or chronic mental illness) will*

*narrow the gap in benefits and the preference is needed to narrow the gap in benefits and services received by such persons. (See 24 CFR 92.209(c)(2)(ii) and 91.220(l)(2)(vii)).*

N/A

7. *If applicable, a description of any preference or limitation for rental housing projects. (See 24 CFR 92.253(d)(3) and CFR 91.220(l)(2)(vii)). Note: Preferences cannot be administered in a manner that limits the opportunities of persons on any basis prohibited by the laws listed under 24 CFR 5.105(a).*

N/A

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

1. Include written standards for providing ESG assistance (may include as attachment)
2. If the Continuum of Care has established a centralized or coordinated assessment system that meets HUD requirements, describe that centralized or coordinated assessment system.
3. Identify the process for making sub-awards and describe how the ESG allocation is available to private nonprofit organizations (including community and faith-based organizations).
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.
5. Describe performance standards for evaluating ESG.

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

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

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

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".

N/A

**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.

N/A

**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.

*Currently the HOME limit is \$285K for new construction which is lower than the last build estimate at \$350K last received from 2021 project efforts.*

**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; Capital Needs Assessments (if applicable); and broadband infrastructure (if applicable).

*GHURA is currently in the process of reviewing its current Rehabilitation Standards to ensure all HTF activities/ proposed projects will be covered within its standard record.*

**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".

*Guam will not utilize HTF funding for homeownership.*

**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".

*Guam will not utilize HTF funding for homeownership.*

**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."

*Guam will not utilize HTF funding for refinancing of existing debt.*

**Discussion:**

*Guam will receive and administer the grant. Guam will utilize HTF funding to expand and support affordable rental. Guam will utilize these funds in conjunction with HOME Investment Partnerships Program funding for the ongoing affordable rental program. Units will be comparable in size, features and number of bedrooms. Guam will use funds for designated floating HTF units for the duration of the affordability period. Guam will service at least one extremely low-income family defined as a household income not exceeding 30% of the median family income for the area as published annually by HUD.*



## Attachments







**OMB CIVIL RIGHTS ADVISORY BOARD MEETING**  
 Public Meeting  
 As per Public Law 16-13 and Public Law 10 of  
 February 8, 2022, at 5:00 PM  
**GHURA**

**L. CHAI TO ORDER**  
**R. ROLICK**  
 RE: APPEALS OF APPOINTED MEMBERS FROM January 9, 2022  
 RE: BOARD OF PUBLIC NOTICE DATES FOR MEETING  
 RE: Report of the Status of Pay Matters and Salaries  
 RE: Committee with Adjudicator Chairpersons 9-2022 and 9-2024  
 RE: Ombudsman  
 A. Proposed from Meeting Date  
 B. In Attendance  
 RE: ADJUDICATOR

The Ombudsman's Office's next meeting will be held at Guam Museum Multi-Purpose Room.  
 The meeting will also be live-streamed on YouTube.com/live/guam.

For more information, please contact the Ombudsman's Office at 737-9897/1111.  
 Live-Stream: <https://www.youtube.com/watch?v=98971111>

**THE GUAM PRESERVATION TRUST**

**REGULAR BOARD OF DIRECTORS MEETING**  
**WEDNESDAY, FEBRUARY 8, 2023; 3:00 P.M.**

The Board of Directors will be held at the Trust's Office at 1000 G Street, Suite 100, Hagåtña, Guam. The meeting will be open to the public. For more information, please contact the Trust at 737-9897/1111.

**AGENDA**

1. CALL TO ORDER  
 2. APPROVAL OF AGENDA  
 3. REPORT OF THE PRESIDENT  
 4. REPORT OF THE VICE PRESIDENT  
 5. REPORT OF THE SECRETARY  
 6. REPORT OF THE TREASURER  
 7. REPORT OF THE BOARD OF DIRECTORS  
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**GHURA**  
 Guam Housing and Urban Review Authority  
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 1178A Yonah Avenue, Hagåtña, GU 96510  
 www.ghura.guam.gov | Tel: 737-9897-1111 | Fax: 737-9897-1112  
 Website: [www.ghura.guam.gov](http://www.ghura.guam.gov)

**NOTICE OF FUNDING AVAILABILITY**  
 For Program Year 2023 (Fiscal Year 2024) Community Planning and Development Funds  
 U.S. Department of Housing and Urban Development

The Guam Housing and Urban Review Authority (GHURA) is anticipating the availability of an estimated \$5,000,000 in Community Planning and Development (CPD) funds to be available from the U.S. Department of Housing and Urban Development (HUD). Eligible government agencies and non-profit organizations and other organizations are invited to submit proposals that address the priorities and goals identified in the Consolidated Plan Priorities and Goals for 2020-2024. Submissions will be reviewed for activities to be selected for funding in the Program Year 2023 (FY 2023). The priorities and goals set forth in the Consolidated Plan for supporting low and moderate income populations through the creation and preservation of decent housing, sustainable living environments, and economic opportunities identified within this five-year term will be addressed through proposed projects submitted by GHURA to HUD by Guam's Annual Action Plan for Program Year 2023 (October 1, 2023 - September 30, 2024).

Applications for the CPD funds are available beginning on Wednesday, January 18, 2023 via the GHURA website at [www.ghura.guam.gov](http://www.ghura.guam.gov) (navigate to About GHURA/Community Development/Community Development Applications).

The anticipated funding allocations for the CPD programs are as follows:

Community Development Block Grant (CDBG)	5	\$ 3,185,750.00
HOME Investment Partnerships Program (HOME)	1	\$ 8,180,194.00
Housing Trust Funds (HTF)	1	\$ 373,010.00
Emergency Solutions Grant (ESG)	1	\$ 241,270.00

CPD funds may be used to create or restore neighborhood, support affordable housing development, expand social and economic opportunities, and improve community facilities and services. Use of CDBG funds must meet at least one CDBG National Objective in (1) benefit low and moderate-income persons, (2) affordable housing or other community development needs. For this multi-year funding cycle, GHURA has elected to purchase funds to complete ongoing activities in need of additional funding for completion. In addition, no more than 15% of CDBG funds may be used to fund new eligible activity activities.

HOME funds may be used to create affordable housing for low-income persons or households through financial assistance programs, site acquisition or improvement, or the construction or rehabilitation of housing for rent or homeownership. Use of HOME funds may benefit low-income households.

HTF funds may be used to create affordable housing through rental financial assistance programs, site acquisition or improvement, or the construction or rehabilitation of housing for affordable rent. Use of HTF funds must benefit low-income households.

ESG funds may be used for the rehabilitation or conversion of buildings for use as emergency shelter for the homeless, for the payment of certain expenses related to operating emergency shelters, for essential services related to emergency shelters and street outreach for the homeless, and for homelessness prevention and rapid re-housing assistance.

Interested applicants may download any of the CPD CDBG, HOME, and ESG application forms at GHURA's website at [www.ghura.guam.gov](http://www.ghura.guam.gov). A public briefing will be held on Thursday, February 2, 2023 at 10:00 AM at GHURA's Board of Commissioners Conference Room located at GHURA's main office in Hagåtña. For this program year GHURA has determined completion of CPD technical assistance workshops will be required prior to submission of any application for a CPD program. All interested applicants are encouraged to attend the public briefing and contact our office for further details. All applications must be submitted electronically no later than Monday, March 20, 2023. For further information, please contact Mr. Katherine E. Vilano, GHURA Chief Planner, at 737-1322.

Ad E. Benito, Executive Director

This advertisement is paid with HUD CPD Funds  
 GHURA will make necessary arrangements for persons with disabilities. If you should require any special accommodations, please contact the Section 504 Coordinator at 475-1322 or 475-3701 (TTY 4751322)

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 Website: [www.ghura.guam.gov](http://www.ghura.guam.gov)

**IN THE SUPERIOR COURT OF GUAM**  
**HAGÁTÑA, GUAM**

**IN THE MATTER OF THE ESTATES OF**  
**FRANK BALAJADA MANIBUSAN,**  
 Deceased,

**BRIGIDA QUENES MANIBUSAN,**  
 Deceased,

**FRANCES DUMAYLOSOD,**  
 Deceased,

**FRANK HAROLD MANIBUSAN,**  
 Deceased,

by  
**FRANCES MANIBUSAN ADAMS,**  
 Petitioner.

**PROBATE CASE NO. PRO190-22**

**NOTICE TO CREDITORS**

NOTICE IS HEREBY GIVEN THAT **FRANCES MANIBUSAN ADAMS**, Administrator of the **ESTATES OF FRANK BALAJADA MANIBUSAN**, deceased, **BRIGIDA QUENES MANIBUSAN**, deceased, **FRANCES DUMAYLOSOD**, deceased, and **FRANK HAROLD MANIBUSAN**, deceased, to the creditors of, and all persons having claims against the said estates of, and all persons having claims against the said estates, that within two (2) months after the first publication of this Notice they may file with me necessary vouchers to the Office of the Clerk of the Superior Court of Guam, or exhibit them with necessary vouchers of the Law Office of Gary Wayne Francis Gumagumao, Esq., 436 W. O'Brien Drive, Suite 104, Hagåtña, Guam 96510, the same being the place for the transaction of said estates.

Dated: January 23, 2023

**FRANCES MANIBUSAN ADAMS**  
 Administrator of the Estate



Grantee Unique Appendices



# GHURA

Guam Housing and Urban Renewal Authority  
Aturidat Ginima' Yan Rinueban Siudad Guahan  
117 Bien Venido Avenue, Sinajana, GU 96910  
Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701  
Website: [www.ghura.org](http://www.ghura.org)



**Guam Housing and Urban Renewal Program (GHURA)  
HOME Investment Partnerships Program (HOME)  
24 CFR Part 92  
Resale and Recapture Policy**

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**I. PURPOSE**

Pursuant to § 92.254(a)(5) of the HOME Program, participating jurisdictions must establish policies to place certain restrictions on HOME assisted units to ensure long-term affordability of the HOME units. This Policy is specifically to address the Resale and Recapture provisions required.

**II. PERIODS OF AFFORDABILITY**

HOME assisted units must meet the affordability requirements for not less than the required period pursuant to § 92.254(a) (4).

Homeownership assistance HOME amount per-unit	Minimum period of affordability in years
Under \$15,000	5
\$15,000 to \$40,000	10
Over \$40,000	15

**III. RE SALE - 24CFR §92.254 (a)(5) (i)**

GHURA has elected to impose the Resale restriction on all HOME programs assisting first time homebuyers pursuant to 24CFR §92.254 (a)(5)(i). Eligible homebuyers must comply with all the restrictions placed on HOME assisted units through an affordability period. GHURA has chosen a 20-year affordability period on all HOME assisted first time homebuyer units. GHURA will enforce these restrictions through a Restrictive Covenant lien on the properties and by executing a HOME Agreement outlining the provisions. GHURA will ensure fair return to the original homebuyer should a sale occur during the affordability period by utilizing an Appraisal -based Resale Method. GHURA will ensure an affordable price to the new buyer.

**A. Resale – Procedure**

Fair Return on Investment Process

1. Determine the fair market appreciation.  
 Appraisal at time of sale – appraisal at time of purchase = market appreciation  
 Any improvements will be assessed and valued on the resale appraisal.
2. Determine the difference in the Guam Consumer Price Index (CPI) for housing from the quarter of the year purchased to the quarter of the year sold.



CPI quarter of the year purchased – CPI quarter of the year sold = housing index increase

3. Multiply the market appreciation by the housing CPI increase.  
Market appreciation x housing CPI increase = fair return

A. Fair Return Illustration

2021 Appraisal at Sale	\$315,000.00
2015 Appraisal at Purchase	\$250,000.00
Market Appreciation	<b>\$65,000.00</b>
Affordable Price at Sale	160,000.00
CPI -time of sale	118.7
CPI at purchase	116.2
Housing index Increase	2.5%
<b>Fair Return</b>	<b>1,625.00</b>

(Resale Appraisal – Initial Appraisal) x Guam Consumer Price index for housing = Fair return

The homeowner may not receive a return if the following should occur:

- Decline in the market.
- Involuntary Foreclosure
- Any pending balances on the account will be deducted from the fair return.

B. Resale - Affordability to Subsequent Buyer

GHURA will ensure the unit remains affordable at the time of resale. The resale price will be the affordable price at sale plus the fair return. In the event the resale price is too high for the subsequent buyer, GHURA may provide a direct subsidy to the subsequent buyer. The total assistance will not exceed the maximum subsidy limit. Populations targeted will primarily include first time buyers whose household incomes are between 60% and 80% area medium income, no more than 33% of their income for housing and who will utilize the home as their principal residence.

Affordable price at sale + fair return = resale price

Affordable Price at Sale	\$160,000.00
--------------------------	--------------



Fair Return	\$1,625.00
Resale Price	<b>161,625.00</b>

**C. Resale Enforcement**

Programs imposing a resale restriction will execute a HOME Agreement and a Restrictive Covenant lien to run with the property.

Annually, GHURA will require homeowners to submit current utility bills identifying the owner(s) name, property, paid property tax receipts and current homeowners' insurance policy(ies) to enforce the principal residence requirement.

**IV. RECAPTURE - 24CFR §92.254 (a)(5)(ii)**

GHURA has elected to impose the Recapture provision on specific HOME assisted programs. Homeowner Rehabilitation Loan Program and Build on Your Own Land Program will impose the Recapture provision. GHURA has opted for a reduction method during the affordability period to calculate the recapture portion in the event of a voluntary or involuntary sale. The direct HOME subsidy on a pro-rata basis for the time the homeowner has remaining on the affordability period, is calculated against the required affordability period.

➤ To determine the pro rata amount recaptured by the PJ:

- Divide the number of years remaining on the period of affordability by the affordability period,
- Multiply the resulting figure by the total amount of direct HOME subsidy originally provided to the homeowner.

$$\frac{\text{Number of years remaining on the affordability period}}{\text{Period of Affordability}} \times \text{Total Direct HOME Subsidy} = \text{Recapture Amount}$$

The recaptured amount is limited to the net proceeds at time of the sale. Net proceeds is the sales price less any mortgage balance and closing costs.



## V. REFINANCING AND SUBORDINATION

Request for refinancing or subordinations of HOME assisted properties must be submitted in writing and allowed 14 business days to process. HOME assisted properties can only be refinanced or subordinated according to the following:

1. A better fixed interest rate or terms than existing loan. – The new loan may allow the homeowner to finance the closing costs without being considered cash out. Additionally, nominal cash back at closing of less than \$1,000.00 resulting from last minute adjustments related to the closing costs are not considered cash out.
2. The new loan must be a lower monthly payment.
3. The proposed new loan must meet all the requirements as the original loan in terms of borrower ratios. And repayment terms must be less than the original loan.

## VI. APPLICABILITY

### A. Resale

Guam will impose a Resale Provision on the Renewal Affordable Homes Program and any other first time homebuyer program.

### B. Recapture

Guam will impose a Recapture Provision on the Homeowner Rehabilitation Program and the Build on Your Own Land Program.



# EMERGENCY SOLUTIONS GRANT

## Written Standards

### Abstract

Guam is an Insular Area. For ESG purposes, Guam is considered a State and not subject to 576.405. If the recipient of ESG funding is a metropolitan city, urban county, or territory, the recipient must have written standards for providing Emergency Solutions Grant (ESG) assistance and must consistently apply those standards for all program participants. They are in accordance with the interim rule for the ESG Program released by the U.S. Department of Housing and Urban Development (HUD) on December 4, 2011 and the final rule for the definition of homelessness also released by HUD on January 16, 2016. GHURA expects that the written standards will adjust as the agency and its subrecipients gain more experience with and collect more data from services provided with ESG funds.

Guam Housing and Urban Renewal Authority

**Guam Housing and Urban Renewal Authority  
Emergency Solutions Grant  
Policies and Procedures**

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## INTRODUCTION

This manual establishes a framework for guiding the operation of Guam Housing and Urban Renewal Authority's (GHURA) Emergency Solutions Grant (ESG) programs. It provides an approach for making decisions and ensuring that Guam's programs are operated in a fair and consistent manner. It also provides information for program subrecipients in the management of their projects and how to achieve and maintain compliance with federal and local requirements. This information complements Guam's Consolidated Plan, which identifies community needs and objectives and describes the structure and process for the administration of the ESG programs.

Additional information on the agency's policies and procedures can be found in GHURA's Community Planning and Development Administrative Manual.

## EMERGENCY SOLUTIONS GRANT – OVERVIEW

The Emergency Shelter Grants (ESG) Program was originally established by the Homeless Housing Act of 1986, in response to the growing issue of homelessness in the United States. In 1987, the ESG Program was incorporated into Subtitle B of Title IV of the Stewart B. McKinney-Vento Homeless Assistance Act (42 U.S.C. 11371-11378). On May 20, 2009, President Barack Obama signed the Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act of 2009. The HEARTH Act amended and reauthorized the McKinney-Vento Homeless Assistance Act.

## DEFINITIONS

### At risk of homelessness:

- A. An individual or family who:
  - (1) Has an annual income below 30 percent (30%) of median family income for the area, as determined by HUD;
  - (2) Does not have sufficient resources or support networks, e.g., family, friends, faith-based or other social networks, immediately available to prevent them from moving to an emergency shelter or another place described in paragraph (A) of the "homeless" definition in this section; and
  - (3) Meets one of the following conditions:
    - a. Has moved because of economic reasons two or more times during the sixty days immediately preceding the application for homelessness prevention assistance;
    - b. Is living in the home of another because of economic hardship;
    - c. Has been notified in writing that their right to occupy their current housing or living situation will be terminated within twenty-one days after the date of application for assistance;
    - d. Lives in a hotel or motel and the cost of the hotel or motel stay is not paid by charitable organizations or by federal, State, or local government programs for low-income individuals;
    - e. Lives in a single-room occupancy or efficiency apartment unit in which there reside more than two persons or lives in a larger housing unit in which there reside more than 1.5 persons per room, as defined by the U.S. Census Bureau
    - f. Is exiting a publicly funded institution, or system of care (such as a health-care facility, a mental health facility, foster care or other youth facility, or correction program or institution); or

- g. Otherwise lives in housing that has characteristics associated with instability and an increased risk of homelessness, as identified in GHURA's approved consolidation plan;
- B. A child or youth who does not qualify as "homeless" under this section, but qualifies as "homeless" under section 387(3) of the Runaway and Homeless Youth Act (42 U.S.C. 5732a(3)), section 637(11) of the Head Start Act (42 U.S.C. 9832(11)), section 41403(6) of the Violence Against Women Act of 1994 (42 U.S.C. 14043e – 2(6)), section 330(h)(5)(A) of the Public Health Service Act (42 U.S.C. 254b(h)(5)(A)), section 3(m) of the Food and Nutrition Act of 2008 (7 U.S.C. 2012(m)), or section 17(b)(15) of the Child Nutrition Act of 1966 (42 U.S.C. 1786(b)(15)); or
- C. A child or youth who does not qualify as "homeless" under this section, but qualifies as "homeless" under section 725(2) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a(2)), and the parent(s) or guardian(s) of that child or youth if living with her or him.

**Chronically Homeless:**

- A. An individual or family who meets the following:
  - (1) A "homeless individual with a disability," as defined in section 401(9) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11360(9)), who:
    - a. Lives in a place not meant for human habitation, a safe haven, or in an emergency shelter; and
    - b. Has been homeless and living as described in paragraph (1)(a) of this definition continuously for at least 12 months or on at least 4 separate occasions in the last three years, as long as the combined occasions equal at least 12 months and each break in homelessness separating the occasions included at least seven consecutive nights of not living as described in paragraph (1)(a). Stays in institutional care facilities for fewer than 90 days will not constitute as a break in homelessness, but rather such stays are included in the 12-month long total, as long as the individual was living or residing in a place not meant for human habitation, a safe haven, or an emergency shelter immediately before entering the institutional care facility;
  - (2) An individual who has been residing in an institutional care facility, including a jail, substance abuse or mental health treatment facility, hospital, or other similar facility, for fewer than 90 days and met all of the criteria in paragraph (1) of this definition, before entering the facility; or
  - (3) A family with an adult head of household (or if there is no adult in the family, a minor head of household) who meets all the criteria in paragraph (1) or (2) or this definition, including a family whose composition has fluctuated while the head of household has been homeless.

**Consolidated Plan:**

A plan prepared in accordance with 24 CFR part 91. An approved consolidated plan means a consolidated plan that has been approved by HUD in accordance with 24 CFR part 91.

**Continuum of Care:**

The group composed of representatives of relevant organizations, which generally includes nonprofit homeless providers; victim service providers; faith-based organizations; governments; businesses; advocates; public housing agencies; school districts; social service providers; mental health agencies; hospitals; universities; affordable housing developers; law enforcement; organizations that serve

homeless and formerly homeless veterans, and homeless and formerly homeless persons that are organized to plan for and provide, as necessary, a system of outreach, engagement, and assessment; emergency shelter; rapid re-housing; transitional housing; permanent housing; and prevention strategies to address the various needs of homeless persons and persons at risk of homelessness for a specific geographic area.

**Emergency shelter:**

Any facility, the primary purpose of which is to provide a temporary shelter for the homeless in general or for specific populations of the homeless and which does not require occupants to sign leases or occupancy agreements. Any project funded as an emergency shelter under a Fiscal Year 2010 Emergency Shelter Grants Program may continue to be funded under ESG. Facilities operating as emergency shelters must be insured.

**HESG:**

The Emergency Solutions Grants Program as established by the HEARTH Act. HESG and ESG are used interchangeably throughout this document.

**Homeless:**

- A. An individual or family who lacks a fixed, regular, and adequate nighttime residence, meaning:
  - (1) An individual or family with a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings, including a car, park, abandoned building, bus or train station, airport, or camping ground;
  - (2) An individual or family living in a supervised publicly or privately operated shelter designated to provide temporary living arrangements (including congregate shelters, transitional housing, and hotels and motels paid for by charitable organizations or by federal, state, or local government programs for low income individuals); or
  - (3) An individual who is exiting an institution where he or she resided for ninety (90) days or less and who resided in an emergency shelter or place not meant for human habitation immediately before entering that institution;
- B. An individual or family who will imminently lose their primary nighttime residence, provided that:
  - (1) The primary nighttime residence will be lost within fourteen (14) days of the date of application for homeless assistance;
  - (2) No subsequent residence has been identified; and
  - (3) The individual or family lacks the resources or support networks, e.g., family, friends, faith-based or other social networks, needed to obtain other permanent housing;
    - a. Unaccompanied youth under twenty-five (25) years of age, or families with children and youth, who do not otherwise qualify as homeless under this definition, but who:
  - (2) Are defined as homeless under section 387 of the Runaway and Homeless Youth Act (42 U.S.C. 5732a), section 637 of the Head Start Act (42 U.S.C. 9832), section 41403 of the Violence Against Women Act of 1994 (42 U.S.C. 14043e-2), section 330(h) of the Public Health Service Act (42 U.S.C. 254b(h)), section 3 of the Food and Nutrition Act of 2008 (7 U.S.C. 2012), section 17(b) of the Child Nutrition Act of 1966 (42 U.S.C. 1786(b)) or section 725 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a);
  - (3) Have not had a lease, ownership interest, or occupancy agreement in permanent housing at any time during the sixty (60) days immediately preceding the date of application for homeless assistance;

- (4) Have experienced persistent instability as measured by two moves or more during the 60-day period immediately preceding the date of applying for homeless assistance; and
  - (5) Can be expected to continue in such status for an extended period of time because of chronic disabilities, chronic physical health or mental health conditions, substance addiction, histories of domestic violence or childhood abuse (including neglect), the presence of a child or youth with a disability, or two or more barriers to employment, which include the lack of a high school degree or General Education Development (GED), illiteracy, low English proficiency, a history of incarceration or detention for criminal activity, and a history of unstable employment; or
- C. Any individual or family who:
- (1) Is fleeing, or is attempting to flee, domestic violence, dating violence, sexual assault, stalking, or other dangerous or life-threatening conditions that relate to violence against the individual or family member, including a child, that has either taken place within the individual's or a family's primary nighttime residence or has made the individual or family afraid to return to their primary nighttime residence;
  - (2) Has no other residence; and
  - (3) Lacks the resources or support networks, e.g., family, friends, faith-based or other social networks, to obtain other permanent housing.

**Homeless Management Information System (HMIS):**

The information system designated by the Continuum of Care to comply with HUD's data collection, management, and reporting standards and used to collect client-level data and data on the provision of housing and services to homeless individuals and families and persons at risk of homelessness.

**Letter of Award:**

The letter to the Subrecipient from GHURA confirming approval of the Subrecipient's application for funding and setting forth requirements which shall be satisfied by the Subrecipient prior to expending funds obligated through the GHURA HESG Agreement.

**Private nonprofit organization:**

A private nonprofit organization that is a secular or religious organization described in section 501(c) of the Internal Revenue Code of 1986 and which is exempt from taxation under subtitle A of the Code, has an accounting system and a voluntary board, and practices nondiscrimination in the provision of assistance. A private nonprofit organization does not include a governmental organization, such as a public housing agency or housing finance agency.

**Program income:**

As defined in 2 CFR Part 200.80. Program income includes any amount of a utility or security deposit returned to the subrecipient or the second-tier subrecipient. Program income also includes all fees collected as a condition of service.

**Program participant:**

An individual or family who is assisted under the HESG program.

**Second-tier subrecipient:**

Each entity with which the subrecipient contracts for work to be performed or services to be provided as a part of its GHURA HESG project. Second-tier subrecipients must be private nonprofit organizations.

**Subrecipient:**

Each entity designated as a recipient for grant assistance in the Letter of Award and signing the acceptance provisions as subrecipient under the GHURA HESG Agreement.

**Unit of general purpose local government:**

A general purpose political subdivision of a State including any city, county, town, township, parish, or village.

**Victim service provider:**

A private nonprofit organization whose primary mission is to provide services to victims of domestic violence, dating violence, sexual assault, or stalking. This term includes rape crisis centers, battered women's shelters, domestic violence transitional housing programs, and other programs.

## ESG ELIGIBLE ACTIVITIES

### Street Outreach

ESG funds may be used for costs of providing essential services necessary to reach out to unsheltered homeless people; connect them with emergency shelter, housing, or critical services; and provide urgent, non-facility-based care to unsheltered homeless people who are unwilling or unable to access emergency shelter, housing, or an appropriate health facility. Here unsheltered homeless people means an individual or family with a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings, including a car, park, abandoned building, bus or train station, airport, or camping ground.

Eligible costs include:

1. Engagement – Activities to locate, identify and build relationships with unsheltered homeless persons in an effort to provide intervention, immediate support, and connections with mainstream social services, homeless assistance programs, and/or housing programs.

These activities include making an initial assessment of needs and eligibility; providing crisis counseling; addressing urgent physical needs (providing meals, blankets, clothes, or toiletries); and actively connecting and providing information and referrals to programs targeted to homeless people and mainstream social services and housing programs, including emergency shelter, transitional housing, community-based services, permanent supportive housing, and rapid re-housing programs. Cell phone costs of outreach workers during the performance of these activities are eligible costs.

2. Case Management – The cost of assessing service and housing needs. Case managers will arrange, coordinate, and monitor the delivery of individualized services in order to meet the needs of the program participants.

Eligible activities and services include: using the centralized or coordinated assessment system developed by the local continuum of care; conducting the initial evaluation, including verifying and documenting eligibility; counseling; developing, securing and coordinating services; obtaining Federal, State, and local benefits; monitoring and evaluating program participant progress; providing information and referrals to other providers; and developing an

individualized housing and service plan, including planning a path to permanent housing stability.

3. Emergency Health Services – Eligible costs include the direct outpatient treatment of medical conditions. Services are provided by licensed medical professionals operating in community-based settings and other places where unsheltered homeless persons reside.

ESG funds may be used only if other appropriate health services are unavailable or inaccessible in the area. Provide documentation of unavailability or inaccessibility of other appropriate health services. Provide documentation of licensure for emergency health services to be paid or reimbursed with ESG funds or used as match.

Eligible treatment consists of assessing a program participant's health problems and developing a treatment plan; assisting program participants to understand their health needs; providing directly or assisting program participants to obtain appropriate emergency medical treatment; and providing medication and follow-up services.

4. Emergency Mental Health Services – Eligible costs include the direct outpatient treatment of mental health conditions by licensed medical professionals operating in community-based settings, including parks, streets, and other places where unsheltered homeless persons reside. ESG funds may be used only if other appropriate mental health services are unavailable or inaccessible within the community. Provide documentation of unavailability or inaccessibility of other appropriate emergency mental health services. Provide documentation of licensure for emergency mental health services to be paid or reimbursed with ESG funds or used as match.

Mental health services are the application of therapeutic processes to personal, family, situational, or occupational problems in order to bring about positive resolution of the problem or improved individual or family functioning or circumstances.

Eligible treatment consists of crisis interventions, the prescription of psychotropic medications, explanation about the use and management of medications, and combinations of therapeutic approaches to address multiple problems.

5. Transportation – Eligible costs include travel by social workers, medical professionals, outreach workers, or other service providers when the travel takes place during the provision of eligible street outreach services.

Eligible costs include:

- a. The cost of a program participant's travel on public transportation;
- b. Mileage allowance for service workers to visit program participants, if service workers use their own vehicles;
- c. The cost of purchasing or leasing a vehicle for the subrecipient or second-tier subrecipient in which staff transports program participants and/or staff serving program participants, and the cost of gas, insurance, taxes, and maintenance for the vehicle; and
- d. The travel costs of subrecipient or second-tier subrecipient staff to accompany or assist program participants to use public transportation

6. **Services to Special Populations** - Eligible costs include services for homeless youth, victim services, and services for people living with HIV/AIDS, so long as the costs of providing these services are eligible under paragraphs (1) through (5) of this section. The term *victim services* means services that assist program participants who are victims of domestic violence, dating violence, sexual assault, or stalking, including services offered by rape crisis centers and domestic violence shelters, and other organizations with a documented history of effective work concerning domestic violence, dating violence, sexual assault, or stalking.

**Minimum Period of Use** – The subrecipient must provide services to homeless individuals and families for at least the period during which ESG funds are provided.

**Maintenance of Effort** – If the subrecipient is a unit of general purpose local government, its ESG funds cannot be used to replace funds the local government provided for street outreach services during the immediately preceding 12-month period, unless HUD determines that the unit of general purpose local government is in a severe financial deficit. The unit of general purpose local government subrecipient should notify ADECA to initiate the HUD determination of severe financial deficit process.

The unit of general purpose local government must submit documentation of any funding it has given to agencies for street outreach services with the ESG application for funding.

#### Emergency Shelter

The types of assistance include providing essential services to homeless individuals or families in emergency shelters, operating costs for emergency shelters, and costs associated with renovating buildings to be used as emergency shelter for homeless individuals and families.

Eligible costs include:

1. **Essential services** – ESG funds may be used to provide essential services to individuals and families who are in an emergency shelter, as follows:
  - (A) **Case management** – The costs of assessing, arranging, coordinating, and monitoring the delivery of individualized services to meet the needs of the program participants are eligible. Services and activities include:
    - i. Using the centralized or coordinated assessment system developed by the local continuum of care;
    - ii. Conducting the initial evaluation, including verifying and documenting eligibility;
    - iii. Counseling;
    - iv. Developing, securing, and coordinating services and obtaining Federal, State, and local benefits;
    - v. Monitoring and evaluating program participant progress;
    - vi. Providing information and referrals to other providers;
    - vii. Providing ongoing risk assessment and safety planning with victims of domestic violence, dating violence, sexual assault, and stalking; and
    - viii. Developing an individualized housing and service plan, including planning a path to permanent housing stability.

(B) Child care – The costs of child care for program participants, including providing meals and snacks, and comprehensive and coordinated sets of appropriate developmental activities, are eligible. The children must be under the age of thirteen, unless they are disabled. Disabled children must be under the age of eighteen. The child-care center must be licensed by the jurisdiction in which it operates in order for its costs to be eligible. Provide documentation of licensure for any child care costs to be paid or reimbursed with ESG funds or used as match.

(C) Education services – The costs of improving knowledge and basic educational skills are eligible when they are necessary for the program participant to obtain and maintain housing. Services include instruction or training in consumer education, health education, substance abuse prevention, literacy, English as a Second Language, and General Educational Development (GED). Component services or activities are screening, assessment and testing; individual or group instruction; tutoring; provision of books, supplies and instructional material; counseling; and referral to community resources.

(D) Employment assistance and job training – The costs of employment assistance and job training programs are eligible. This includes classroom, online, and/or computer instruction; on-the-job instruction; and services that assist individuals in securing employment, acquiring learning skills, and/or increasing earning potential. The cost of providing reasonable stipends to program participants in employment assistance and job training programs is an eligible cost. Learning skills include those skills that can be used to secure and retain a job, including the acquisition of vocational licenses and/or certificates. Services that assist individuals in securing employment consist of employment screening, assessment, or testing; structured job skills and job-seeking skills; special training and tutoring, including literacy training and prevocational training; books and instructional material; counseling or job coaching; and referral to community resources.

(E) Outpatient health services – The direct outpatient treatment of medical conditions is eligible. The treatment must be provided by licensed medical professionals. Eligible treatment consists of assessing a program participant's health problems and developing a treatment plan; assisting program participants to understand their health needs; providing directly or assisting program participants to obtain appropriate medical treatment, preventive medical care, and health maintenance services, including emergency medical services; providing medication and follow-up services; and providing preventive and noncosmetic dental care.

ESG funds may be used only if other appropriate health services are unavailable within the community. Provide documentation of unavailability of other appropriate health services. Provide documentation of licensure for outpatient health services to be paid or reimbursed with ESG funds or used as match.

(F) Legal services

- i. Eligible costs are the hourly fees for legal advice and representation by attorneys licensed and in good standing with the bar association of the State in which the services are provided, and by person(s) under the supervision of the licensed attorney, regarding matters that interfere with the program participant's ability to obtain and

- retain housing. Provide documentation of licensure for legal services to be paid or reimbursed with ESG funds or used as match.
  - ii. ESG funds may be used only for these service to the extent that other appropriate legal services are unavailable or inaccessible within the community. Provide documentation of unavailability or inaccessibility of other appropriate legal services.
  - iii. Eligible subject matters include: child support; guardianship; paternity; emancipation, and legal separation; orders of protection and other civil remedies for victims of domestic violence, dating violence, sexual assault, and stalking; appeal of veterans and public benefit claim denials; and the resolution of outstanding criminal warrants.
  - iv. Component services or activities may include client intake, preparation of cases for trial, provision of legal advice, representation at hearings, and counseling.
  - v. Fees based on the actual service performed (i.e., fee for service) are also eligible, but only if the cost would be less than the cost of hourly fees. Filing fees and other necessary court costs are also eligible. If the subrecipient is a legal services provider and performs the services itself, the eligible costs are the subrecipient's employees' salaries and other costs necessary to perform the services.
  - vi. Ineligible costs include the following: legal services for immigration and citizenship matters; issues relating to mortgages; retainer fee arrangements; and contingency fee arrangements.
- (G) Life skills training – The costs of teaching critical life management skills that may never have been learned or have been lost during the course of physical or mental illness, domestic violence, substance use, and homelessness are eligible costs. These services must be necessary to assist the program participant to function independently in the community. Component life skills training are budgeting resources, managing money, managing a household, resolving conflict, shopping for food and needed items, improving nutrition, using public transportation, and parenting.
- (H) Mental health services
- i. Eligible costs are the direct outpatient treatment by licensed professionals of mental health conditions. Provide documentation of licensure for mental health services to be paid or reimbursed with ESG or used as match.
  - ii. ESG funds may only be used for these services to the extent that other appropriate mental health services are unavailable or inaccessible within the community. Provide documentation of unavailability or inaccessibility of other appropriate mental health services.
  - iii. Mental health services are the application of therapeutic processes to personal, family, situational, or occupational problems in order to bring about positive resolution of the problem or improved individual or family functioning or circumstances. Problem areas may include family and marital relationships, parent-child problems, or symptom management.
  - iv. Eligible treatment consists of crisis interventions; individual, family, or group therapy sessions; the prescription of psychotropic medications or explanations about the use and management of medications; and combinations of therapeutic approaches to address multiple problems.
- (I) Substance abuse treatment services

- i. Eligible substance abuse treatment services are designed to prevent, reduce, eliminate, or deter relapse of substance abuse or addictive behaviors and are provided by licensed or certified professionals. Provide documentation of licensure or certification for substance abuse treatment services to be paid or reimbursed with ESG or used as match.
  - ii. ESG funds may only be used for these services to the extent that other appropriate substance abuse treatment services are unavailable or inaccessible within the community. Provide documentation of unavailability or inaccessibility of other appropriate substance abuse treatment services.
  - iii. Eligible treatment consists of client intake and assessment, and outpatient treatment for up to thirty (30) days. Group and individual counseling and drug testing are eligible costs. Inpatient detoxification and other inpatient drug or alcohol treatment are not eligible costs.
- (J) Transportation – Eligible costs consist of the transportation costs of a program participant’s travel to and from medical care, employment, child care, or other eligible essential services facilities. These costs include the following:
- i. The cost of a program participant’s travel on public transportation;
  - ii. If service workers use their own vehicles, mileage allowance for service workers to visit program participants
  - iii. The cost of purchasing or leasing a vehicle for the subrecipient or second-tier subrecipient in which staff transports program participants and/or staff serving program participants, and the cost of gas, insurance, taxes, and maintenance for the vehicle; and
  - iv. The travel costs of subrecipient or second-tier subrecipient staff to accompany or assist program participants to use public transportation.
- (K) Services for special populations – ESG funds may be used to provide services for homeless youth, victim services, and services for people living with HIV/AIDS, so long as the costs of providing these services are eligible under paragraphs 1(A) through 1(J) of this section. The term *victim services* means services that assist program participants who are victims of domestic violence, dating violence, sexual assault, or stalking, including services offered by rape crisis centers and domestic violence shelters, and other organizations with a documented history of effective work concerning domestic violence, dating violence, sexual assault, or stalking.
- (L) Renovation – Eligible costs include labor, materials, tools, and other costs for renovation (including major rehabilitation of an emergency shelter or conversion of a building into an emergency shelter). The emergency shelter must be owned by a government entity or private nonprofit organization.
- (M) Shelter operations – Eligible costs are the costs of maintenance (including minor or routine repairs), rent, security, fuel, equipment, insurance, utilities, food, furnishings, and supplies necessary for the operation of the emergency shelter. Where no appropriate emergency shelter is available for a homeless family or individual, eligible costs may also include a hotel or motel voucher for that family or individual. The subrecipient must provide documentation that no appropriate emergency shelter was available if hotel/motel costs will be paid or reimbursed with ESG or used as match.

(N) Assistance required under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA) – Eligible costs are the costs of providing URA assistance under §576.408, including relocation payments and other assistance to persons displaced by a project assisted with ESG funds. Persons that receive URA assistance are not considered “program participants” for the purposes of this part, and relocation payments and other URA assistance are not considered “rental assistance” or “housing relocation and stabilization services” for the purposes of this part.

Prohibition against involuntary family separation – The age of a child under age eighteen must not be used as a basis for denying any family’s admission to an emergency shelter that uses ESG funding or services and provides shelter to families with children under age eighteen.

Minimum period of use:

1. Renovated buildings – Each building renovated with ESG funds must be maintained as a shelter for homeless individuals and families for not less than a period of three (3) or ten (10) years, depending on the type of renovation and the value of the building. The “value of the building” is the reasonable monetary value assigned to the building, such as the value assigned by an independent real estate appraiser. The minimum use period must begin on the date the building is first occupied by a homeless individual or family after the completed renovation. A minimum period of use of ten (10) years, required for major rehabilitation and conversion, must be enforced by a recorded deed or use restriction. Submit a copy of the recorded deed or use restriction with the first request for payment for the activity.
  - a. Major rehabilitation – If the rehabilitation cost of an emergency shelter exceeds 75 percent (75%) of the value of the building before rehabilitation, the minimum period of use is ten (10) years.
  - b. Conversion – If the cost to convert a building into an emergency shelter exceeds 75 percent (75%) of the value of the building after conversion, the minimum period of use is ten (10) years.
  - c. Renovation other than major rehabilitation or conversion – In all other cases where ESG funds are used for renovation, the minimum period of use is three (3) years.

Where ESG funds are used for major rehabilitation, renovation, or conversion, the subrecipient must submit a copy of the appraisal and all associated cost estimates with the first request for payment for the activity. A certification of building use and the number of persons served each year must be submitted annually by April 15 throughout the required period of use.

2. Essential services and shelter operations – Where the subrecipient or second-tier subrecipient uses ESG funds solely for essential services or shelter operations, the subrecipient or second-tier subrecipient must provide services or shelter to homeless individuals and families at least for the period during which the ESG funds are provided. The subrecipient or second-tier subrecipient does not need to limit these services or shelter to a particular site or structure, so long as the site or structure serves the same type of persons originally served with the assistance (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or serves homeless persons in the same area where the subrecipient or second-tier subrecipient originally provided the services or shelter.

Maintenance of Effort – If the subrecipient is a unit of general purpose local government, its ESG funds cannot be used to replace funds the local government provided for emergency shelter services during the immediately preceding 12-month period, unless HUD determines that the unit of general purpose local government is in a severe financial deficit. The unit of general purpose local government subrecipient should notify GHURA to initiate the HUD determination of severe financial deficit process.

The unit of general purpose local government must submit documentation of any funding it has given to agencies for emergency shelter services with the ESG application for funding.

Certification of Local Government Approval – When private nonprofit organizations (acting as the subrecipient or the second-tier subrecipient) will provide emergency shelter activities (*even if there are no emergency shelter facilities in the service area*), the subrecipient must submit a completed “Certification of Local Government Approval for Nonprofit Organizations Receiving ESG Funds from State Grantees” form to GHURA with the startup documents requested in the Letter of Award. This form must be signed by the chief elected official of the unit of general purpose local government where the emergency shelter facility is located or the emergency shelter activities will take place.

#### Homeless Prevention

ESG funds may be used to provide housing relocation and stabilization services and short- and/or medium-term rental assistance necessary to prevent an individual or family from moving into an emergency shelter or another place described in paragraph (A) of the “homeless” definition. This assistance, referred to as homelessness prevention, may be provided to individuals and families who meet the criteria under the “at risk of homelessness” definition, or who meet the criteria in paragraph (B), (C), or (D) of the “homeless” definition and have an annual income below 30 percent (30%) of median family income for the area, as determined by HUD.

The costs of homelessness prevention are only eligible to the extent that the assistance is necessary to help the program participant regain stability in the program participant’s current permanent housing or move into other permanent housing and achieve stability in that housing. Homelessness prevention must be provided in accordance with the *Housing Relocation and Stabilization Services* requirements, the *Short-term and Medium-term Rental Assistance* requirements, the *Coordination Requirements*, and with the *Written Standards* requirements described herein.

#### Rapid Re-Housing

ESG funds may be used to provide housing relocation and stabilization services and short- and/or medium-term rental assistance as necessary to help a homeless individual or family move as quickly as possible into permanent housing and achieve stability in that housing. This assistance, referred to as rapid re-housing assistance, may be provided to program participants who meet the criteria under paragraph (A) of the “homeless” definition or who meet the criteria under paragraph (D) of the “homeless” definition and live in an emergency shelter or other place described in paragraph (A) of the “homeless” definition. The rapid re-housing assistance must be provided in accordance with the *Housing Relocation and Stabilization Services* requirements, the *Short-term and Medium-term Rental Assistance* requirements, the *Coordination Requirements*, and with the *Written Standards* requirements described herein.

#### Housing Relocation and Stabilization Services

1. Financial assistance costs – Subject to the general conditions under *Homelessness Prevention and Rapid Re-Housing*, ESG funds may be used to pay housing owners, utility companies, and other third parties for the following costs:
  - (A) Rental application fees – ESG funds may pay for the rental housing application fee that is charged by the owner to all applicants.
  - (B) Security deposits – ESG funds may pay for a security deposit that is equal to no more than two months' rent.
  - (C) Last month's rent – If necessary to obtain housing for a program participant, the last month's rent may be paid from ESG funds to the owner of that housing at the time the owner is paid the security deposit and the first month's rent. This assistance must not exceed one month's rent and must be included in calculating the program participant's total rental assistance, which cannot exceed twenty-four (24) months during any 3-year period.
  - (D) Utility deposits – ESG funds may pay for a standard utility deposit required by the utility company for all customers for the utilities listed in paragraph (5) of this section.
  - (E) Utility payments – ESG funds may pay for up to twenty-four months of utility payments per program participant, per service, including up to six (6) months of utility payments in arrears, per service. A partial payment of a utility bill counts as one month. This assistance may only be provided if the program participant or a member of the same household has an account in his or her name with a utility company or proof of responsibility to make utility payments. Eligible utility services are gas, electric, water, and sewage. No program participant shall receive more than twenty-four (24) months of utility assistance within any 3-year period.
  - (F) Moving costs – ESG funds may pay for moving costs, such as truck rental or hiring a moving company. This assistance may include payment of temporary storage fees for up to three (3) months, provided that the fees are accrued after the date the program participant begins receiving assistance under paragraph (B) of this section and before the program participant moves into permanent housing. Payment of temporary storage fees in arrears is not eligible.
2. Service costs – Subject to the general restrictions under *Homelessness Prevention and Rapid Re-Housing*, ESG funds may be used to pay the costs of providing the following services:
  - (A) Housing search and placement – Services or activities necessary to assist program participants in locating, obtaining, and retaining suitable permanent housing, include the following:
    - i. Assessment of housing barriers, needs, and preferences;
    - ii. Development of an action plan for locating housing;
    - iii. Housing search;
    - iv. Outreach to and negotiation with owners;
    - v. Assistance with submitting rental applications and understanding leases;
    - vi. Assessment of housing for compliance with ESG requirements for habitability, lead-based paint, and rent reasonableness;
    - vii. Assistance with obtaining utilities and making moving arrangements; and
    - viii. Tenant counseling.
  - (B) Housing stability case management – ESG funds may be used to pay the costs of assessing, arranging, coordinating, and monitoring the delivery of individualized services to facilitate housing stability for a program participant who resides in permanent housing or to assist a program participant in overcoming immediate barriers to obtaining housing. This assistance cannot exceed thirty (30) days during the period the program participant is seeking permanent housing and cannot exceed twenty-four (24) months during the period the program participant is living in permanent housing. Component services and activities consist of:

- i. Using the centralized or coordinated assessment system to evaluate individuals and families applying for or receiving homelessness prevention or rapid re-housing assistance;
  - ii. Conducting the initial evaluation required under *Evaluations*, including verifying and documenting eligibility, for individuals and families applying for homelessness prevention or rapid re-housing assistance;
  - iii. Counseling;
  - iv. Developing, securing, and coordinating services and obtaining Federal, State, and local benefits;
  - v. Monitoring and evaluating program participant progress;
  - vi. Providing information and referrals to other providers;
  - vii. Developing an individualized housing and service plan, including planning a path to permanent housing stability; and
  - viii. Conducting re-evaluations required under *Re-evaluations*.
- (C) Mediation – ESG funds may pay for mediation between the program participant and the owner or person(s) with whom the program participant is living, provided that the mediation is necessary to prevent the program participant from losing permanent housing in which the program participant currently resides.
- (D) Legal services – ESG funds may pay for legal services, as set forth in *Emergency Shelter (A)(6)*, except that the eligible subject matters also include landlord/tenant matters, and the services must be necessary to resolve a legal problem that prohibits the program participant from obtaining permanent housing or will likely result in the program participant losing the permanent housing in which the program participant currently resides.
- (E) Credit repair – ESG funds may pay for credit counseling and other services necessary to assist program participants with critical skills related to household budgeting, managing money, accessing a free personal credit report, and resolving personal credit problems. This assistance does not include the payment or modification of a debt.

Maximum amounts and periods of assistance – The subrecipient may set a maximum dollar amount that a program participant may receive for each type of financial assistance under paragraph (A) of this section. The subrecipient may also set a maximum period for which a program participant may receive any of the types of assistance or services under this section. However, except for housing stability case management, the total period for which any program participant may receive the services under paragraph (B) of this section must not exceed twenty-four (24) months during any 3-year period. The limits on the assistance under this section apply to the total assistance an individual receives, either as an individual or as part of a family.

The program participants' files should document the type of service provided and the length of service provision for each individual service received. Any caps placed on the amount and period of assistance must be considerate of the amount of assistance required for the program participants to obtain and maintain housing stability.

Use with other subsidies – Financial assistance under paragraph (A) of this section cannot be provided to a program participant who is receiving the same type of assistance through other public sources or to a program participant who has been provided with replacement housing payments under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA), during the period of time covered by the URA payments.

#### Short-term and Medium-term Rental Assistance

1. **General provisions** – Subject to the general conditions under *Homelessness Prevention and Rapid Re-Housing*, the subrecipient or second-tier subrecipient may provide a program participant with up to twenty-four (24) months of rental assistance during any 3-year period. This assistance may be short-term rental assistance, medium-term rental assistance, payment of rental arrears, or any combination of this assistance. The program participants' files should document the types of assistance provided and the length of service provision.
  - (A) Short-term rental assistance is assistance for up to three months of rent.
  - (B) Medium-term rental assistance is assistance for more than three months but not more than twenty-four months of rent.
  - (C) Payment of rental arrears consists of a one-time payment for up to six months of rent in arrears, including any late fees on those arrears.
  - (D) Rental assistance may be tenant-based only, as set forth in paragraph (H) of this section.
2. **Discretion to set caps and conditions** – Subject to the requirements of this section, the subrecipient may set a maximum amount or percentage of rental assistance that a program participant may receive, a maximum number of months that a program participant may receive rental assistance, or a maximum number of times that a program participant may receive rental assistance. The subrecipient may also require program participants to share in the costs of rent.
3. **Use with other subsidies** – Except for a one-time payment of rental arrears on the tenant's portion of the rental payment, rental assistance cannot be provided to a program participant who is receiving tenant-based rental assistance, or living in a housing unit receiving project-based rental assistance or operating assistance, through other public sources. Rental assistance may not be provided to a program participant who has been provided with replacement housing payments under the URA during the period of time covered by the URA payments.
4. **Rent Restrictions:**
  - (A) Rental assistance cannot be provided unless the rent does not exceed the Fair Market Rent established by HUD, as provided under 24 CFR Part 888, and complies with HUD's standard of rent reasonableness, as established under 24 CFR 982.507.
  - (B) For the purposes of calculating rent under this section, the rent shall equal the sum of the total monthly rent for the unit, any fees required for occupancy under the lease (other than late fees and pet fees) and, if the tenant pays separately for utilities, the monthly allowance for utilities (excluding telephone) established by the public housing authority for the area in which the housing is located.
5. **Rental assistance agreement** – The subrecipient or second-tier subrecipient may make rental assistance payments only to an owner with whom the subrecipient or second-tier subrecipient has entered into a rental assistance agreement. The rental assistance agreement must set forth the terms under which rental assistance will be provided, including the requirements that apply under this section. The rental assistance agreement must provide that, during the term of the agreement, the owner must give the subrecipient or second-tier subrecipient a copy of any notice to the program participant to vacate the housing unit, or any complaint used under state or local law to commence an eviction action against the program participant.
6. **Late payments** – The subrecipient or second-tier subrecipient must make timely payments to each owner in accordance with the rental assistance agreement. The rental assistance agreement must contain the same payment due date, grace period, and late payment penalty requirements as the

program participant's lease. The subrecipient or second-tier subrecipient is solely responsible for paying late payment penalties that it incurs with non-ESG funds.

7. Lease – Each program participant receiving rental assistance must have a legally binding, written lease for the rental unit, unless the assistance is solely for rental arrears. The lease must be between the owner and the program participant. Where the assistance is solely for rental arrears, an oral agreement may be accepted in place of a written lease, if the agreement gives the program participant an enforceable leasehold interest under state law and the agreement and rent owed are sufficiently documented by the owner's financial records, rent ledgers, or canceled checks.
8. Tenant-based rental assistance:
  - (A) A program participant who receives tenant-based rental assistance may select a housing unit in which to live and may move to another unit or building and continue to receive rental assistance, as long as the program participant continues to meet the program requirements.
  - (B) The subrecipient or second-tier subrecipient may require that all program participants live within a particular area for the period in which the rental assistance is provided.
  - (C) The rental assistance agreement with the owner must terminate and no further rental assistance payments under that agreement may be made if:
    - i. The program participant moves out of the housing unit for which the program participant has a lease;
    - ii. The lease terminates and is not renewed; or
    - iii. The program participant becomes ineligible to receive ESG rental assistance.
9. Changes in household composition – The limits on the assistance under this section to apply to the total assistance an individual receives, either as an individual or as part of a family.

#### Homeless Management Information System (HMIS)

The second-tier subrecipient and the subrecipient, as applicable, must collect and report data on their ESG program participants in HMIS or a comparable database.

The subrecipient may use up to five percent (5%) of its ESG grant for the payment of HMIS costs related to the data collection and reporting of ESG activities. Activities funded under this section must comply with HUD's standards on participation, data collection, and reporting under a local HMIS.

#### Eligible costs:

1. The subrecipient or second-tier subrecipient may use ESG funds to pay the costs of contributing data to the HMIS designated by the Continuum of Care for the area, including the costs of:
  - (A) Purchasing or leasing computer hardware;
  - (B) Purchasing software or software licenses;
  - (C) Purchasing or leasing equipment, including telephones, fax machines, and furniture;
  - (D) Obtaining technical support;
  - (E) Leasing office space;
  - (F) Paying charges for electricity, gas, water, phone service, and high-speed data transmission necessary to operate or contribute data to the HMIS;
  - (G) Paying salaries for operating HMIS, including:
    - i. Completing data entry;
    - ii. Monitoring and reviewing data quality;

- iii. Completing data analysis;
  - iv. Reporting to the HMIS Lead;
  - v. Training staff on using the HMIS or comparable database; and
  - vi. Implementing and complying with HMIS requirements;
- (H) Paying costs of staff to travel to and attend HUD-sponsored and HUD-approved training on HMIS and programs authorized by Title IV of the McKinney-Vento Homeless Assistance Act;
- (I) Paying staff travel costs to conduct intake; and
- (J) Paying participation fees charged by the HMIS Lead, if the subrecipient or second-tier subrecipient is not the HMIS Lead. The HMIS Lead is the entity designated by the Continuum of Care to operate the area's HMIS.
2. The subrecipient is a victim services provider or a legal services provider, it may use ESG funds to establish and operate a comparable database that collects client-level data over time (i.e., longitudinal data) and generates unduplicated aggregate reports based on the data. Information entered into a comparable database must not be entered directly into or provided to an HMIS.

#### Administration

The subrecipient may use up to 4 percent (4%) of its ESG grant for the payment of its administrative costs related to the planning and execution of ESG activities. This does not include staff and overhead costs directly related to carrying out eligible activities because those costs are eligible as part of those activities.

Eligible administrative costs include:

1. General management, oversight and coordination. Costs of overall program management, coordination, monitoring, and evaluation are eligible. These costs include, but are not limited to, necessary expenditures for the following:
  - (A) Salaries, wages, and related costs of the subrecipient's staff engaged in program administration. In charging costs to this category, the subrecipient may either include the entire salary, wages, and related costs allocable to the program of each person whose *primary* responsibilities with regard to the program involve program administration assignments, or the pro rata share of the salary, wages, and related costs of each person whose job includes *any* program administration assignments. The subrecipient may use only one of these methods for each fiscal year grant. Program administration assignments include the following:
    - i. Preparing program budgets and schedules, and amendments to those budgets and schedules;
    - ii. Developing systems for assuring compliance with program requirements;
    - iii. Developing interagency agreements and agreements with second-tier subrecipients and contractors to carry out program activities;
    - iv. Monitoring program activities for progress and compliance with program requirements;
    - v. Preparing reports and other documents related to the program for submission to GHURA;
    - vi. Coordinating the resolution of audit and monitoring findings;
    - vii. Evaluating program results against stated objectives; and

- viii. Managing or supervising persons whose primary responsibilities with regard to the program include such assignments as those described in paragraph (1)(A)(i) through (vii) of this section.
  - (B) Travel costs incurred for monitoring of second-tier subrecipients;
  - (C) Administrative services performed under third-party contracts or agreements, including general legal services, accounting services, and audit services; and
  - (D) Other costs for goods and services required for administration of the program, including rental or purchase of equipment, insurance, utilities, office supplies, and rental and maintenance (but not purchase) of office space.
2. Training on ESG requirements – Costs of providing training on ESG requirements and attending HUD-sponsored trainings or trainings provided by GHURA.
  3. Environmental review – Costs of carrying out the environmental review responsibilities under *Other Federal Requirements*. The environmental review process only applies to subrecipients that are units of general purpose local government.

#### Indirect Costs

ESG grant funds may be used to pay indirect costs in accordance 2 CFR Part 200, as applicable. GHURA will not negotiate indirect cost rates with subrecipients, but will accept a federally negotiated indirect cost rate or the 10% de minimis rate of the modified total direct cost (MTDC) as defined in 2 CFR 200.68. Indirect costs may be allocated to each eligible activity so long as that allocation is consistent with an indirect cost rate proposal developed in accordance with 2 CFR Part 200, as applicable. The indirect costs charged to an activity subject to an expenditure limit must be added to the direct costs charged for that activity when determining the total costs subject to the expenditure limit. If indirect costs will be charged to the ESG program, a copy of the indirect cost rate proposal must be submitted to ADECA. If requesting the 10% de minimis rate, subrecipients must submit a certification that the entity has never received a federally approved indirect cost rate.

#### Ineligible Activities

These funds cannot be used to expand the number of beds in an existing shelter, to supplant existing mainstream resources or for mortgage payments. Payments can only be made to third parties, such as landlords; payments cannot be made to program participants. In addition, an assisted property may not be owned by the County or affiliated organization of the County.

1. ESG funds cannot be used for:
  - A. Continuum of Care coordinating expenses;
  - B. Pay for foreclosure prevention;
  - C. Pay rental assistance for rent to own/lease purchase;
  - D. Provide prevention assistance to help those on Section 8;
  - E. Provide assistance (pay security deposits and/or utility deposits etc.) to those living in subsidized housing;
  - F. Assist a household with rent if they have project-based voucher;
  - G. Assist individual(s)/households in transitional housing;
  - H. Set aside money for individual(s) who may be at risk of losing their job;

- I. Assist the homeless or those at risk of becoming homeless to expunge and/or pardon their criminal records or for re-entry advocacy to help ex-offenders get jobs;
- J. Pay rent bills from a previous address;
- K. Pay utilities and/or rent for tenants renting a unit owned by a family member;
- L. Mortgage payments or mortgage refinancing costs to make housing affordable;
- M. Rental assistance payments cannot be made on behalf of eligible individuals or families for the same period of time and for the same cost types that are being provided through another federal, state or local housing subsidy program;
- N. Motel/hotel vouchers;
- O. Furniture (Grantees are encouraged to use existing community sources);
- P. Pet care;
- Q. Credit card bills or other consumer debt;
- R. Car repair for program participants;
- S. Regular non-emergency medical or dental care;
- T. Work or education materials;
- U. Clothing and grooming;
- V. Entertainment activities;
- W. Cash assistance to program participants;
- X. Development of discharge planning programs in mainstream institutions such as hospitals, nursing homes, jails, or prisons. However, persons who are being imminently discharged into homelessness from such public funded institutions are eligible to receive financial assistance through ESG;
- Y. Payment licenses, certifications, and general classes (classes not specifically related to these funds);
- Z. Utility assistance for homeowners.

## OBLIGATION, EXPENDITURE, AND PAYMENT REQUIREMENTS

### Obligation of Funds

Within 60 days from the date that HUD signs the grant agreement with the State (or grant amendment for reallocated funds), the recipient must obligate the entire grant, except the amount for its administrative costs. This requirement is met by a subgrant agreement with, or a letter of award requiring payment from the grant to, a subrecipient.

Subrecipients may contract with second-tier subrecipients to carry out eligible ESG activities. If a subrecipient will contract its ESG funds, the subrecipient must obligate all of those funds, with the exception of administration funds, to second-tier subrecipients within one hundred and twenty (120) days after GHURA obligates its funds to the subrecipient. Administration funds must be retained at the level of the subrecipient.

### Expenditure of Funds

For the purposes of this section, expenditure is defined as an actual cash disbursement for a direct charge for a good, service or indirect cost or the accrual of a direct charge for a good, service or indirect cost. The subrecipient must submit a request for payment from each year's grant not less than once every two months. All of the subrecipient's grant must be expended for eligible activity costs within the

timeline established in the GHURA ESG Agreement. In addition, the rate of expenditures should follow the Schedule submitted with the startup documents requested in the Letter of Award, or the revised Schedule, as applicable.

#### Requests for Payment

The first request for payment should not be submitted until the subrecipient is notified that it may begin to request reimbursement. Subrecipients should submit requests for payment on a monthly basis.

A Second-tier Subrecipient Expenditure Attachment must be submitted for each second-tier subrecipient when a Subrecipient Request for Payment is submitted. A summary of expenditures must be submitted with each Second-tier Subrecipient Expenditure Attachment when reimbursement is requested. This summary should list all individual expenses for both ESG which total the amounts listed on the Second-tier Subrecipient Expenditure Attachment.

Supporting documentation for eligible expenditures of ESG must be submitted with the first request for payment. Supporting documentation may be requested for subsequent requests. Matching funds should be applied proportionately to the amount of ESG funds requested by the subrecipient.

Services provided should be easily identifiable. If the service provided is not readily identifiable by the vendor's name, it will be necessary to notate the service provided on the invoice. If the amount requested for a service differs from the total amount of the invoice, it will be necessary to provide an explanation for the difference. If the type of service provided and/or the cost (for both ESG and match expenditures) cannot be determined, the costs will be deemed questionable and the subrecipient will be asked to submit additional documentation.

The Subrecipient Request for Payment will not be processed until acceptable supporting documentation is received. If acceptable documentation is not received within one (1) week of GHURA's request, it will be necessary to resubmit the Subrecipient Request for Payment (showing a recent date for the signature) along with the acceptable documentation.

#### Formal Amendments

Certain changes within the scope of the ESG project or award amount will require formal amendments approved by GHURA.

When a formal amendment is necessary, the subrecipient must submit a letter to the director of GHURA requesting the amendment and explaining the need for the amendment. The letter should be signed by the chief elected official of unit of general-purpose local government subrecipient or the executive director or equivalent of the nonprofit organization subrecipient. The unit of general-purpose local government subrecipient must submit a copy of the resolution from the city/town council or county commission authorizing the change. Revised budgets for the subrecipient and each second-tier subrecipient must be submitted with the formal amendment request.

## RECORDS

### Retention

Subrecipients are responsible for verifying and documenting eligibility of all ESG applicants prior to providing assistance, and for maintaining this documentation in the ESG participant case file. Retain all records pertaining to each fiscal year of ESG funds for the greater of five years. Substitute copies made by microfilming, photocopying, or similar methods for the original records, if needed.

### Confidentiality

Keep secure and confidential all records containing personally identifying information of any individual or family who applies for and/or received ESG assistance. Do not make public the address or location of any domestic violence, dating violence, sexual assault, or stalking shelter project assisted under ESG. Do not make public the address or location of any housing of a program participant, consistent with state and local laws regarding privacy and obligations of confidentiality.

### Documentation Standards

In general, there is an order of preference for all documentation types and projects must document due diligence of efforts to obtain all documentation. Circumstances, as well as the type of services or housing received, will affect the ability of intake workers/case managers to obtain some forms of documentation. The order of priority among documentation is third-party documentation first, intake worker/case manager observation second, and certification by the individual or head of household seeking assistance third.

### Third-party Documentation

Where it is available, third-party documentation is the preferable form of documentation (financial, homelessness, disability, etc.). Recordkeeping requirements allow already available documentation, where it is available, as third-party documentation. Already available documentation includes certification or other appropriate service transactions recorded in a Homeless Management Information System (HMIS) or other database that meet certain standards. Information recorded in an HMIS must retain an auditable history of all entries, including the person who entered the data; the date of entry, and the change made, and must prevent overrides of the dates when changes are made. Already available documentation may also include discharge paperwork, to verify a stay in an institution, shelter, or other facility.

### Example of Documentation

Documenting a disability would not include participant self-certification, as disabilities would have written documentation of some type. You could document a disability by:

1. Written verification of the disability from a licensed professional from the state to diagnose and treat the disability and his or her certification that the disability is expected to long-continuing or of indefinite duration and substantially impedes the individual's ability to live independently;  
OR
2. Written verification from the Social Security Administration; OR
3. The receipt of a disability check;

See "Appendices section of this manual for the following information:

1. Homeless/At-Risk acceptable documentation requirements
2. Housing Options/Resources eligibility documentation requirements
3. Rapid Re-Housing Eligibility Documentation for Homeless Persons

#### 4. Homelessness Prevention Eligibility documentation for Persons At-Risk of Homelessness

##### Intake/Case Manager Worker Observation

May include oral statements made by a social worker, case manager, or other appropriate official at an institution, shelter, or other facility and documented by the case manager. Where the intake worker/case manager is not able to obtain a written oral statement from a social worker, case manager, or other appropriate official at an institution, shelter, or other facility, the intake worker/case manager may document his or her due diligence in attempting to obtain a statement from the appropriate official in the case file.

If an oral statement is used, the subrecipient may require a written certification by the person making the oral statement. Use oral statements when third-party documentation is not available. The case manager's written certification, may verify oral statements. Case managers must still document his or her due diligence in attempting to obtain the original verification.

##### Participant Self-Certification

Requires a written or signed document by the individual or head of household seeking assistance attesting to the facts for which they are certifying.

##### Intake/Participant File

Subrecipients will document all participant files and complete the Intake Assessment and Housing Plan. Files must also contain case management notes.

##### Client Eligibility Forms for Rental Assistance Program

###### 1. Release of Information

Each household member, age eighteen or older, with a copy in file, must sign a release of information form. For HMIS procedure, general releases are not allowed.

###### 2. Assessment

The case manager shall conduct a complete, comprehensive housing assessment with the household. The assessment will function as the basis for creating the "Housing Plan" which serves as the foundation for resource coordination and resolution of the housing crisis. Each household should have a copy of the screening assessment in the client file. Housing assessments may be completed through HMIS and a printed, hard-copy kept in the client file.

###### 3. Verification of U.S. Citizenship or Lawful Resident

ESG assistance is available only to individuals who are US citizens, US nationals, or qualified non-citizens that have eligible immigration status. At least one family member must be a citizen, national, or non-citizen with eligible immigration status, in order for the family to qualify for assistance. A copy of documentation of citizenship must be in the client file.

###### 4. Identification (required for all household members)

There must be documentation of identification for all household members, in the client file, whether receiving case management and/or financial assistance. Documentation must be an original:

- A. Driver's license
- B. Social Security card

- C. Medicaid Card (as a last resort for children only)
- D. Birth certificate
- E. Passport
- F. Naturalization papers
- G. Church-issued baptismal certificate
- H. U.S. military discharge papers (DD-214)
- I. Adoption papers
- J. Department of Human Services ID (for children only)
- K. Custody agreement
- L. Affidavit of parentage

The case manager must complete the Homeless Certification or At-Risk of Homelessness Certification indicating current living situation and provide the appropriate documentation as indicated on the form. A copy of this certification must be in the client file.

**5. Disability Certification**

Disability certification can be used to prioritize those eligible for Rapid Re-Housing assistance.

**6. Staff Affidavit of Eligibility/Conflict of Interest for ESG**

The case manager must sign the staff affidavit certifying that the household meets all requirements to receive ESG assistance and that all of the information provided is true and complete to the best of their knowledge. It further certifies that the household receiving assistance has not resulted, nor will result, in a personal or financial interest or benefit for the staff person or anyone with whom they have family or business ties (i.e., conflict of interest)

**7. Verification Tracking of Income**

The case manager must record all attempts, such as phone logs, email correspondence, and copies of certified letters, etc., to obtain required verifications in the order specified. Staff must provide an explanation detailing outcomes, including obstacles, on the form, if utilizing verification out of the hierarchy sequence.

All sources of household income, for all adult members, must be verified and documented at intake and every three months for homeless prevention and annually for rapid re-housing, to determine program eligibility, with a copy kept in the client file. To be eligible for assistance, gross household income must be at or below thirty percent AMI. Some examples of common acceptable documentation:

- A. Earned Income – pay stubs, previously filed taxes, bank statements, etc.
- B. Unearned Income – statements from government official//agency, unemployment or disability pay stubs, more recent benefit or disability income notice from agency.

**8. Request for Verification of Income**

If household income cannot be verified with third-party source documents, provided by the client, the case manager will make attempts to acquire the income information from income source (i.e., employer, bank, etc.)

**9. Calculation Worksheet**

The Calculation Worksheet must be completed and a copy kept in the client file, at intake, every three months for homeless prevention and annually for rapid re-housing assistance, to determine

eligibility for ESG assistance. To be eligible, the gross annual household income must be at or below thirty percent AMI.

**Eligibility: Periodic Re-Certification**

All case managers are required to re-certify clients based on the following schedule. At that time, a case manager may decide to extend, decrease, or discontinue providing assistance.

Program Component	Schedule	Re-Certification Criteria
Homelessness Prevention	Every 3 months	For both HP and RRH, to continue to receive assistance, clients must: <ul style="list-style-type: none"> <li>• Be at or below 30% AMI (except ESG-CV); AND</li> <li>• Lack sufficient resources and support networks necessary to retain housing without ESG assistance</li> </ul> Families are required to provide information on income, assets greater than \$5000, deductions, and family composition during the recertification process.
Rapid Re-Housing	Annually	

## HOUSING AND FACILITY STANDARDS

### Occupancy Standards

Occupancy standards provide consistent criteria for determining the size off the permanent housing unit for which the household is eligible and thus, the amount of assistance to be provided. Subrecipients may choose to use the occupancy guidelines set by the Housing Choice Voucher Program, 24 CFR 982.401(d), or develop their own standards. Subrecipients must develop a written policy outlining their occupancy standards requirements and use those standards consistently.

There may be circumstances where it is not appropriate for two persons to share a bedroom. As examples, these occur when household includes:

- Persons of different generations, persons of the opposite sex, and unrelated adults;
- A live-in care attendant who is not a member of the household; or
- Members with medical problems who need privacy or space for medical equipment.

### Habitability Standards

All housing units supported with program funds must meet HUD Habitability Standards. Habitability Standards are different from the Housing Quality Standards (HQS) used for HOME programs. Because the HQS criteria are more stringent than the Habitability Standards, subrecipients could use either standard for shelter or rental assistance funded with ESG. Housing also needs to be compliant with local housing codes relating to occupancy, health, and safety standards and the program must comply with the more stringent of the two.

### Permanent Housing

Minimum habitability standards for permanent housing include requirements for:

- structure and materials;
- personal space and security;
- interior air quality;

- water supply;
- sanitary facilities;
- heating and cooling operating equipment;
- natural and electrically produced light;
- area for food preparation;
- safe and sanitary project maintenance; and
- fire safety

For households moving into a new unit, the unit must meet habitability standards before the lease is signed and the household moves in. For households already residing in a unit, the unit must meet habitability standards before financial or rental assistance can be provided.

#### **Shelters**

In addition to established housing codes, habitability standards for shelters in which ESG funds are used for conversion, major rehabilitation or renovation, or shelter operations include requirements for the following:

- structure and materials;
- access to and within the shelter;
- personal space and security;
- interior air quality;
- water supply;
- sanitary facilities;
- heating and cooling operating equipment;
- natural and electrically produced light;
- area for food preparation;
- safe and sanitary facility maintenance; and
- fire safety/smoke detectors

#### **Lead-Based Paint Requirements**

Federal lead-based paint requirements apply any time federal funds are used for housing assistance and the living space or unit was built prior to 1978. The Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4821-4846), the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4851-4856), and implementing regulations in 24 CFR part 35, subparts A, B, H, J, K, M, and R apply to all shelters assisted with ESG funding and all housing occupied by program participants.

Subrecipients must provide the lead hazard information pamphlet to any resident who will be residing in a unit built before 1978. The tenant must receive the pamphlet before moving into the unit. If the subrecipient can document the tenant received the pamphlet previously, the subrecipient is not required to provide it again.

For units older than 1978 which will house one or more children under the age of six, landlord and tenant must complete a Lead-Based Paint Disclosure form. The form describes any known current or previous lead-based paint hazards, and documents tenant's receipt of records and the lead hazard information pamphlet. Additionally, a visual lead-based paint assessment must be completed by a person trained in this inspection process. The inspection may be completed in conjunction with the habitability inspection if the inspector is qualified. At intake, it should be noted on the Application Form

if there will be any child in the household younger than six years. This information should be provided to the habitability inspector prior to their examination of the proposed rental unit.

## FAIR HOUSING

### Affirmative Outreach

Subrecipients must communicate and make known that the use of ESG funded facilities, assistance, and services are available to all on a nondiscriminatory basis. Subrecipients must develop and implement affirmative outreach written procedures and communication tools and materials to inform persons without regard to race, creed, color, ethnicity, national origin, religion, sex, sexual orientation, gender identity and expression, age, height, weight, physical or mental ability (including HIV status), veteran status military obligations, or marital status, how to obtain access to facilities and services. If it appears the procedures subrecipients intend to use to accomplish this will not reach persons of any particular race, creed, color, ethnicity, national origin, religion, sex, sexual orientation, gender identity and expression, age, height, weight, physical or mental ability (including HIV status), veteran status military obligations, or marital status, subrecipients must establish additional procedures to ensure those persons are made aware of assistance opportunities.

Reasonable accommodations for persons with disabilities must be available in order to ensure disabled participants have an equal opportunity to utilize housing, including shelters, and receive essential services. Greater levels of accessibility may be required for some shelters in compliance with The Americans with Disabilities Act.

### Nondiscrimination

GHURA and its subrecipients shall not on account of do not discriminate on the basis of race, creed, color, ethnicity, national origin, religion, sex, sexual orientation, gender identity and expression, age, height, weight, physical or mental ability (including HIV status), veteran status military obligations, or marital status deny any individual or family the opportunity to apply for or receive assistance under ESG-funded programs. All recipients and subrecipients of ESG funding must comply with the requirements for equal opportunity, nondiscrimination, and affirmatively furthering fair housing as outlined in any applicable ESG regulation.

Subrecipients are required to comply with all state and federal statutes relating to nondiscrimination, including the Fair Housing Act, Section 504 of the Rehabilitation Act, Title VI of the Civil Rights Act, Title II of the Americans with Disabilities Act, and Title III of the Americans with Disabilities Act. Subrecipients may not take any of the following actions based on race, creed, color, ethnicity, national origin, religion, sex, sexual orientation, gender identity and expression, age, height, weight, physical or mental ability (including HIV status), veteran status military obligations, or marital status:

- Refuse to rent housing or provide services
- Make housing or services unavailable
- Deny a dwelling or service
- Set different terms, conditions or privileges for rental of a dwelling or obtaining services
- Provide different housing services or facilities or different services
- Falsely deny that housing is available for inspection or rental or that services are available
- Deny anyone access to a facility or service

### Cultural Competency

GHURA expects ESG-funded agencies to be compliant with these laws and policies. GHURA may suggest or require ESG-funded agencies to receive technical assistance if deficiencies are identified with noncompliance with Federal or local requirements.

### MONITORING

Recipients and subrecipients of ESG funding should anticipate routine monitoring as part of the basic grant requirements. Grant recipients may expect to be monitored for compliance with the Federal statutes over the Emergency Solutions Grant Program (2 CFR 576), GHURA's Emergency Solutions Grants Program Manual, and the Continuum of Care's Written Standards, as well as any other policies the Continuum has adopted which apply to ESG-funded agencies.

Monitoring is a cooperative process with the funded agency. The goal of monitoring is not to be punitive, but to identify areas where grantees are out of compliance for adjustment, and to make recommendations on how to improve the program overall. GHURA will adopt a policy on monitoring to specifically identify the roles, responsibilities, and expectations through the monitoring process.

APPENDIX 1 – HUD DEFINITION FOR HOMELESS

<b>HUD CRITERIA FOR DEFINING HOMELESS</b>	<b>Category 1</b>	Literally Homeless	<p>(1) Individual or family who lacks a fixed, regular, and adequate nighttime residence, meaning:</p> <ul style="list-style-type: none"> <li>(i) Has a primary nighttime residence that is a public or private place not meant for human habitation;</li> <li>(ii) Is living in a publicly or privately operated shelter designated to provide temporary living arrangements (including congregate shelters, transitional housing, and hotels and motels paid for by charitable organizations or by federal, state and local government programs); <u>or</u></li> <li>(iii) Is exiting an institution where (s)he has resided for 90 days or less and who resided in an emergency shelter or place not meant for human habitation immediately before entering that institution</li> </ul>
	<b>Category 2</b>	Imminent Risk of Homelessness	<p>(2) Individual or family who will imminently lose their primary nighttime residence, provided that:</p> <ul style="list-style-type: none"> <li>(i) Residence will be lost within 14 days of the date of application for homeless assistance;</li> <li>(ii) No subsequent residence has been identified; <u>and</u></li> <li>(iii) The individual or family lacks the resources or support networks needed to obtain permanent housing</li> </ul>
	<b>Category 3</b>	Homeless under other Federal statutes	<p>(3) Unaccompanied youth under 25 years of age, or families with children and youth, who do not otherwise qualify as homeless under this definition, but who:</p> <ul style="list-style-type: none"> <li>(i) Are defined as homeless under the other listed federal statutes;</li> <li>(ii) Have not had a lease, ownership interest, or occupancy agreement in permanent housing during the 60 days prior to the homeless assistance application;</li> <li>(iii) Have experienced persistent instability as measured by two moves or more during the preceding 60 days; <u>and</u></li> <li>(iv) Can be expected to continue in such status for an extended period of time due to special needs or barriers</li> </ul>
	<b>Category 4</b>	Fleeing/Attempting to Flee DV	<p>(4) Any individual or family who:</p> <ul style="list-style-type: none"> <li>(i) Is fleeing, or is attempting to flee, domestic violence;</li> <li>(ii) Has no other residence; <u>and</u></li> <li>(iii) Lacks the resources or support networks to obtain other permanent housing</li> </ul>

APPENDIX 2 – HUD DEFINITION FOR AT-RISK OF HOMELESSNESS

<b>HUD CRITERIA FOR DEFINING AT RISK OF HOMELESSNESS</b>	<b>Category 1</b>	Individuals and Families	<p>An individual or family who:</p> <ul style="list-style-type: none"> <li>(i) Has an annual income below <u>30%</u> of median family income for the area; <u>AND</u></li> <li>(ii) Does not have sufficient resources to support networks immediately available to prevent them from moving to an emergency shelter or another place defined in Category 1 of the “homeless” definition; <u>AND</u></li> <li>(iii) Meets one of the following conditions: <ul style="list-style-type: none"> <li>A. Has moved because of economic reasons 2 or more times during the last 60 days immediately preceding the application for assistance; <u>OR</u></li> <li>B. Is living in the home of another because of economic hardship; <u>OR</u></li> <li>C. Has been notified that their right to occupy their current housing or living situation will be terminated within 21 days after the date of application for assistance; <u>OR</u></li> <li>D. Lives in a hotel or motel and the cost is not paid for by charitable organizations or by Federal, State, or local government programs for low-income individuals; <u>OR</u></li> <li>E. Lives in an SRO of efficiency apartment unit in which there reside more than 2 persons or lives in a larger housing unit in which there reside more than one and a half persons per room; <u>OR</u></li> <li>F. Is exiting a publicly funded institution or system of care; <u>OR</u></li> <li>G. Otherwise lives in housing that has characteristics associated with instability and an increased risk of homelessness, as identified in the recipient’s approved ConPlan</li> </ul> </li> </ul>
	<b>Category 2</b>	Unaccompanied Children and Youth	A child or youth who does not qualify as homeless under the homeless definition, but qualifies as homeless under another Federal statute.
	<b>Category 3</b>	Families with Children and Youth	An unaccompanied youth who does not qualify as homeless under the homeless definition, but qualifies as homeless under section 725(2) of the McKinney-Vento Homeless Assistance Act, and the parent(s) or guardian(s) or that child or youth if living with him or her

APPENDIX 3 – CROSS WALK OF HUD HOMELESS AND AT-RISK  
DEFINITIONS AND ELIGIBILITY TO ESG PROGRAM COMPONENTS

<b>Eligibility by Component (ESG-CV may have different guidelines)</b>	<b>Emergency Shelter</b>	<p>Individuals and families defined as Homeless under the following categories are eligible for assistance under Emergency Shelter projects:</p> <ul style="list-style-type: none"> <li>• Category 1: Literally Homeless</li> <li>• Category 2: Imminent Risk of Homeless</li> <li>• Category 3: Homeless Under Other Federal Statutes</li> <li>• Category 4: Fleeing/Attempting to Flee DV</li> </ul>
	<b>Rapid Re-Housing</b>	<p>Individuals and families defined as Homeless under the following categories are eligible for assistance in RRH projects:</p> <ul style="list-style-type: none"> <li>• Category 1: Literally Homeless</li> <li>• Category 4: Fleeing/Attempting to Flee DV (if the individual or family is also literally homeless)</li> </ul>
	<b>Homelessness Prevention</b>	<p>Individuals and families defined as Homeless under the following categories are eligible for assistance in Homelessness Prevention projects:</p> <ul style="list-style-type: none"> <li>• Category 2: Imminent Risk of Homeless</li> <li>• Category 3: Homeless Under Other Federal Statutes</li> <li>• Category 4: Fleeing/Attempting to Flee DV (if the individual or family is NOT also literally homeless)</li> </ul> <p>Individuals and families who are defined as At Risk of Homelessness</p> <p>Additionally, Homelessness Prevention projects must only serve individuals and families that have an annual income BELOW 30% AMI</p>
	<b>Street Outreach</b>	<p>Individuals and families defined as Homeless under the following categories are eligible for assistance in Street Outreach projects:</p> <ul style="list-style-type: none"> <li>• Category 1: Literally Homeless</li> <li>• Category 4: Fleeing/Attempting to Flee DV (if the individual or family is also literally homeless)</li> </ul> <p>Additional limitations on eligibility within Category 1 require that individuals and families must be living on the streets (or other places not meant for human habitation) and be unwilling or unable to access services in emergency shelter.</p>

## APPENDIX 4 – HOMELESS/AT-RISK ACCEPTABLE DOCUMENTATION

### Homeless Definition

#### Paragraph 1

For program participants who qualify as homeless because their primary nighttime residence was a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings: (to confirm that they were in the institution 90 days or less as evidenced by:)

- Written referral by another housing or service provider;
- Printed record from HMIS or a comparable database used by a victim service or legal service provider;
- Written observation by an outreach worker of the conditions where the individual or family was living; or
- Written certification by the individual or head of household seeking assistance

For program participants who qualify as homeless because they were exiting an institution where they resided for 90 days or less, and had resided in an emergency shelter or place not meant for human habitation immediately before entering that institution:

- Discharge paperwork or written or oral referral from a social worker, case manager, or other appropriate official of the institution, stating the beginning and end dates of the time residing in the institution; or
- Written record of the intake worker's due diligence in attempting to obtain the information above and a written certification by the individual seeking assistance that stated that he or she is exiting (or has just exited) the institution where he or she resided for 90 days or less

For program participants who qualified as homeless because they were exiting an institution where they resided for 90 days or less and had resided in an emergency shelter or place not meant for human habitation immediately before entering that institution: (to confirm they resided in a shelter or place not meant for human habitation immediately prior to entering the institution as evidenced by:)

- Written referral by another housing or service provider;
- Printed record from HMIS or a comparable database used by victim service providers or legal service providers;
- Written observation by an outreach worker of the conditions where the individual or family was living; or
- Written certification by the individual or head of household seeking assistance

#### Paragraph 2

For program participants who qualify under paragraph 2 of the homeless definition, because they would have lost their primary nighttime residence (including housing they own, rent, or share with others) within 14 days of the date of application for homeless assistance:

- A court order resulting from an eviction action notifying the individual or family that they must leave within 14 days of the date of their application for homeless assistance, or the equivalent notice under state law, a Notice to Quit, or a Notice to Terminate issued under state law;
- If the primary nighttime residence was a hotel or motel room not paid for by federal, state, or local government programs for low-income program participants or by charitable organizations,

evidence that the individual or family lacked the resources necessary to reside there for more than 14 days from the date of application for homeless assistance; or

- An oral statement by the individual or head of household seeking assistance that the owner or renter of the housing in which they currently reside will not allow them to stay for more than 14 days from the date of application for homeless assistance. The statement must be documented by the intake worker. Also, the oral statement was found credible by one of the following:
  - Written certification by the owner or renter of the housing or the intake worker's documentation of the owner or renter's oral statement, or
  - If the owner or renter of the housing cannot be reached, a written description and certification of the intake worker's due diligence in contacting the owner or renter and a written certification by the head of household seeking the assistance that their statement is true and complete

For program participants who qualify under paragraph 2 of the homeless definition:

- Certification from the individual or head of household that no subsequent residence has been identified; and
- Certification or other written documentation that the individual or family lacks the resources or support networks to obtain other permanent housing

### Paragraph 3

For youth and families who qualify under paragraph 3 of the homeless definition:

- Written self-certification that the program participant moved two or more times during the 60-day period immediately before the program participant applied for homeless assistance AND one or more of the following documentation, as applicable, to support the self-certification:
  - Recorded statements or records obtained from each owner or renter of housing, provider of shelter or housing, or social worker, case worker, or other appropriate official of a hospital or institution in which the individual or family resided;
  - Written record of the intake worker's due diligence in attempting to obtain the above records;
  - Where a move was due to the individual or family fleeing domestic violence, dating violence, sexual assault, or stalking, written self-certification that they were fleeing that situation and they resided at that address

For youth and families who qualify under paragraph 3 – program participants' persistent instability was likely to continue for an extended period of time because of chronic disabilities, chronic physical health or mental health conditions, substance addiction, histories of domestic violence or dating violence or childhood abuse, the presence of a child or youth with a disability, two or more barriers to employment (including lack of high school degree or GED, illiteracy, low English proficiency, a history of incarceration, or detention for criminal activity, and/or a history of unstable employment as evidenced by:

- For chronic disabilities, chronic physical health or mental health conditions, and substance addiction – a written diagnosis from a professional who is licensed by the state to diagnose or treat those conditions; or
- For barriers to employment – employment records, literacy or English proficiency tests, department of corrections records; or
- Any other reasonable documentation of any of the conditions in the criteria

#### Paragraph 4

Where the program participant qualified under paragraph 4 of the definition of homeless and was served by a victim service provider, written certification by the program participant or by the intake worker that the individual or head of household made an oral statement that the program participant:

- Was fleeing, or attempting to flee, domestic violence, dating violence, sexual assault or stalking, or other dangerous or life threatening conditions that relate to violence;
- Lacked the resources or support networks necessary to obtain other permanent housing; and
- Had not identified other subsequent residence

NOTE: The documentation of the program participant's oral statement must include:

- Written certification by the head of the household that the statement is true and complete; and
- Written observation of the intake worker or a written referral by a housing or service provider, legal assistance provider, social worker, health care provider, law enforcement agency, pastoral counselor, or any other organization from whom the program participant had sought assistance for domestic violence, dating violence, sexual assault, or stalking. (This written referral or observation need only include the minimum amount of information required to document that the individual or family is fleeing domestic violence, dating violence, sexual assault or stalking and is not required if obtaining or maintaining this information would have jeopardized the program participant's health or safety).

#### At-Risk of Homelessness Definition

##### Paragraph 1

Where the program participant qualifies as at-risk of homelessness under paragraph 1 of the definition – household's income is below 30 percent of the area median income, as evidenced by an income evaluation form containing HUD's minimum requirements and at least one of the following:

- Source documents for the assets held by the program participant and source document of the income received over the most recent period for which representative data is available before the date of intake; or
- Written statement by the relevant third party (e.g., employer) or the written certification by the recipient's or subrecipient's intake staff of the oral verification by the relevant third party of the income of the program participant received over the most recent period for which representative data are available; or
- Written certification by the program participant of the amount of income the program participant received for the most recent period representative of the income that the program participant is reasonably expected to receive over the 3-month period following the evaluation

Where the program participant qualified as at-risk of homelessness under paragraph 1 of the definition, written certification that the program participant has insufficient financial resources and support networks immediately available to attain housing stability and meets one or more of the conditions under paragraph (1)(iii) of the "at risk of homelessness" definition

Where the program participant qualifies as at-risk of homelessness under paragraph 1 of the definition – verify that the program participant did not have sufficient resources or support networks immediately available to prevent them from moving to an emergency shelter or another place described in paragraph 1 of the homeless definition, as evidenced by one of the following:

- Source documents (e.g., notice of termination from employment, bank statement, health care bill showing arrears); or
- Written verification by the relevant third party of written certification by the recipient's/subrecipient's intake staff of the oral verification by the relevant third party; or
- Written statement by the recipient's/subrecipient's intake staff of the efforts taken to obtain verification through source documents and relevant third parties

Where the program participant qualifies as at-risk of homelessness under paragraph 1 of the definition – to verify that the program participant one of the seven conditions under paragraph (1)(iii), as evidenced by one of the following:

- Source documents that evidence one or more of the conditions;
- Written statement by the relevant third party or the written certification by the recipient's/subrecipient's intake staff of the oral verification by the relevant third party that the applicant meets one or more of the conditions; or
- Written statement by the recipient's or subrecipient's intake staff that the staff person has visited the applicant's residence and determined that the applicant meets one or more of the conditions or, if a visit is not feasible or relevant to the determination, a written statement by the recipient's/subrecipient's staff describing the efforts taken to obtain the required evidence

NOTE: The conditions are:

1. Has moved because of economic reasons two or more times during the 60 days immediately preceding the application for assistance;
2. Is living in the home of another because of economic hardship;
3. Has been notified in writing that their right to occupy their current housing or living situation will be terminated within 21 days after the date of the application for assistance;
4. Lives in a hotel or motel and the cost is not paid by charitable organizations, federal, state, or local government programs for low-income individuals;
5. Lives in an SRO or efficiency apartment in which there resides more than two persons, or lives in larger housing unit in which there resides more than 1.5 persons per room, as defined by the U.S. Census Bureau;
6. Is exiting a publicly-funded institution, or system of care, or
7. Otherwise lives in housing that has characteristics associated with instability and an increased risk of homelessness as identified in the ESG recipient's Consolidated Plan

Where the program participant qualifies as at-risk homelessness under paragraph 2 - program participant met the definition of homeless under one of the following Federal statutes, as evidenced by a certification of the child's or youth's homeless status by the agency or organization responsible for administering assistance under the statute:

- Runaway and Homeless Youth Act;
- Head Start Act;
- Subtitle N of the Violence Against Women Act of 1994;
- Section 330 of the Public Health Service Act;
- The Food and Nutrition Act of 2008;
- Section 17 of the Child Nutrition Act of 1996

Where the program participant qualifies as at-risk of homelessness under paragraph 3 – the child or youth in the household qualifies as homeless under subtitle B of the title VII of the McKinney-Vento Homeless Assistance Act, as evidenced by certification of the child or youth's homeless status by an

agency or organization that administers assistance under the Education for Homeless Children and Youth Program

NOTE: Under this paragraph of At-Risk of Homelessness the certification need only specify that the child meets the definition under subtitle B of title VII of the McKinney-Vento Homeless Assistance Act

#### Rapid Re-Housing Eligibility Documentation for Homeless Persons

Did the recipient determine whether program participants' eligibility was adequately documented in terms of their homeless status upon entry into the program?

Did the recipient and its subrecipients meet the requirement to assess the participants to ensure eligibility criteria established by NOFA in the year of original award (e.g. the household was residing in a place not fit for human habitation, in an emergency shelter, or fulfilled the criteria for chronic homelessness) was met?

## Grantee SF-424's and Certification(s)



**GUAM**  
**Annual Action Plan Program Year 2023**  
for HUD CPD Programs: CDBG/ HOME/ESG/HTF

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### **AAP PY2023 Grantee SF-424 & Certifications**

CDBG / **SF-424** for Community Development Blok Grant for 3,185,755.00

Assurances- Construction Programs

Assurances- Non-Construction Programs

HOME / **SF-424** for Home Investment Partnerships for 1,256,171.00

Assurances- Construction Programs

Assurances- Non-Construction Programs

ESG / **SF-424** for Emergency Solutions Grant for 263,963.00

Assurances- Construction Programs

Assurances- Non-Construction Programs

HTF / **SF-424** for Housing Trust Fund for 157,106.91

Assurances- Construction Programs

Assurances- Non-Construction Programs

Certifications

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. 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"/>	
State Use Only: 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="Government of Guam"/>			
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="96 0001279"/>		* c. UET: <input type="text" value="855031519000"/>	
d. Address:			
* Street1:	<input type="text" value="117 Riera Velez Ave"/>		
* Street2:	<input type="text"/>		
* City:	<input type="text" value="Eschschana"/>		
* County/Parish:	<input type="text"/>		
* State:	<input type="text" value="GU: Marshall Islands"/>		
* Province:	<input type="text"/>		
* Country:	<input type="text" value="USA: UNITED STATES"/>		
* Zip / Postal Code:	<input type="text" value="56531-3646"/>		
e. Organizational Unit:			
Department Name: <input type="text"/>		Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:			
* Prefix:	<input type="text" value="Ms"/>	* First Name:	<input type="text" value="Elizabeth"/>
* Middle Name:	<input type="text" value="F"/>		
* Last Name:	<input type="text" value="Napoli"/>		
* Suffix:	<input type="text"/>		
* Title:	<input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text" value="Guam Housing and Urban Renewal Authority"/>			
* Telephone Number:	<input type="text" value="1-671-475-1373"/>		* Fax Number: <input type="text" value="1-671-300-1500"/>
* Email:	<input type="text" value="ed.napoli@ghua.gu"/>		

Application for Federal Assistance SF-424			
*9. Type of Applicant 1: Select Applicant Type:			
<input type="text" value="U.S. Territory or Possession"/>			
Type of Applicant 2: Select Applicant Type:			
<input type="text"/>			
Type of Applicant 3: Select Applicant Type:			
<input type="text"/>			
* Other (specify):			
<input type="text"/>			
*10. Name of Federal Agency:			
<input type="text" value="U.S. Department of Housing and Urban Development"/>			
*11. Catalog of Federal Domestic Assistance Number:			
<input type="text" value="14.125"/>			
CFDA Title:			
<input type="text" value="Community Development Block Grant, Special Purpose Rental/Tenure Allow"/>			
*12. Funding Opportunity Number:			
<input type="text"/>			
* Title:			
<input type="text"/>			
*13. Competition Identification Number:			
<input type="text"/>			
Title			
<input type="text"/>			
*14. Areas Affected by Project (Cities, Counties, States, etc.):			
<input type="text"/>			
<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>			
*15. Descriptive Title of Applicant's Project:			
<input type="text" value="CDBG funds will be used to address the needs of low/mid income populations and special needs populations through the construction of facilities and the provision of services."/>			
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 District Of:	
* a. Applicant: <input type="text" value="Quinn"/>	* b. Program/Project: <input type="text" value="00-98"/>
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="10/01/2023"/>	* b. End Date: <input type="text" value="05/31/2024"/>
18. Estimated Funding (\$):	
* a. Federal	<input type="text" value="1,155,155.00"/>
* 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="1,155,155.00"/>
* 18. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input checked="" type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on: <input type="text" value="05/19/2023"/>	
<input 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 18, Section 1004)	
<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:	
Print:	<input type="text"/>
* First Name:	<input type="text" value="Lourdes"/>
Middle Name:	<input type="text" value="A."/>
* Last Name:	<input type="text" value="Leon Guerrero"/>
Suffix:	<input type="text"/>
* Title:	<input type="text" value="Governor of Guam"/>
* Telephone Number:	<input type="text" value="671 472 3350"/>
Fax Number:	<input type="text"/>
* Email:	<input type="text" value="governor@guam.gov"/>
* Signature of Authorized Representative:	<input type="text" value="Lourdes Leon Guerrero"/>
* Date Signed:	<input type="text" value="8/15/23"/>

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 02/28/2025

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. §§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. §§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 Offense 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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Standard Form 424D (Rev. 7-97)  
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 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 11998; (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 108(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
	Secretary of State
APPLICANT ORGANIZATION	DATE SUBMITTED
Ohio	8/15/23

SF-024D (Rev. 7-87) Back

### ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 16 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 (0348-0040), 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 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 cost) 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 award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4720-4763) 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).
6. Will comply with all Federal statutes relating to nondiscrimination. 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 handicap; (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 Control and Treatment Act of 1972 (P.L. 92-256), 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. §§290dd-3 and 290cc-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.
7. 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 or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with 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.

9. 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.
10. Will comply, if applicable, 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.
11. 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 11736; (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. §§1481 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).
12. 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.
13. 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 11693 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. 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.
17. 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."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. 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
	Governor of Guam
APPLICANT ORGANIZATION	DATE SUBMITTED
Guam	8/15/2022

Standard Form 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	* F. 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 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>6. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="Government of Guam"/>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="96 0001279"/>	* c. D.E.I.: <input type="text" value="855031910000"/>	
d. Address:		
* Street1: <input type="text" value="117 Biao Venida Ave"/>	<input type="text"/>	
Street2: <input type="text"/>	<input type="text"/>	
* City: <input type="text" value="Sinajana"/>	<input type="text"/>	
County/Parish: <input type="text"/>	<input type="text"/>	
* State: <input type="text" value="99: Mariana Islands"/>	<input type="text"/>	
Province: <input type="text"/>	<input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	<input type="text"/>	
* Zip / Postal Code: <input type="text" value="96921-3646"/>	<input type="text"/>	
e. Organizational Unit:		
Department Name: <input type="text"/>	Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <input type="text" value="Ms"/>	* First Name: <input type="text" value="Elizabeth"/>	
Middle Name: <input type="text" value="E."/>	<input type="text"/>	
* Last Name: <input type="text" value="Ngps'i"/>	<input type="text"/>	
Suffix: <input type="text"/>	<input type="text"/>	
Title: <input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text" value="Guam Housing and Urban Renewal Authority"/>		
* Telephone Number: <input type="text" value="1 671 475 1173"/>	Fax Number: <input type="text" value="1-671-300-7565"/>	
* Email: <input type="text" value="enmap@housing.gu"/>		

Application for Federal Assistance SF-424	
<b>* 8. Type of Applicant 1: Select Applicant Type:</b> <input type="text" value="U.S. Secretary of Housing"/>	
<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="14-255"/>	
<b>CFDA Title:</b> <input type="text" value="Home Ownership Voucher Program"/>	
<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"/> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>Add Attachment</span> <span>Delete Attachment</span> <span>View Attachment</span> </div>	
<b>* 15. Describe Title of Applicant's Project:</b> <input type="text" value="Even HOME activities include island wide affordable housing initiative which supports affordable housing by offering a first time homebuyer program that will provide and HOME Program administration."/>	
Attach supporting documents as specified in agency instructions. <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>Add Attachments</span> <span>Delete Attachments</span> <span>View Attachments</span> </div>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="Quinn"/>	* b. Program/Project: <input type="text" value="6J-93"/>
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="10/01/2023"/>	* b. End Date: <input type="text" value="09/30/2024"/>
18. Estimated Funding (\$):	
* a. Federal	<input type="text" value="1,256,171.00"/>
* 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="1,256,171.00"/>
* 18. Is Application Subject to Review By State Under Executive Order 12372 Process?	
<input checked="" type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on: <input type="text" value="05/15/2023"/>	
<input 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 18, 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"/>	* First Name: <input type="text" value="Governor"/>
Middle Name: <input type="text" value="A."/>	
* Last Name: <input type="text" value="Gov. Quinn"/>	
Suffix: <input type="text"/>	
* Title: <input type="text" value="Governor of Quinn"/>	
* Telephone Number: <input type="text" value="611-477-9383"/>	Fax Number: <input type="text"/>
* Email: <input type="text" value="governor@quinn.gov"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="8/15/23"/>

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4940-0009  
Expiration Date: 02/28/2025

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:

- |   |   |
|---|---|
| <p>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.</p> <p>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.</p> <p>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.</p> <p>4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.</p> <p>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.</p> <p>6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.</p> <p>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.</p> | <p>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).</p> <p>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.</p> <p>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 1685-1688), 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. §§280 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.</p> |
|---|---|

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Standard Form 424D (Rev. 7-87)  
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. §§1501-1608 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. §814), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§377-333) 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 11730; (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 insure 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 100(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
	Governor of Guam
APPLICANT ORGANIZATION	DATE SUBMITTED
Guam	8/15/2023

SF-424D (Rev. 7-97) Back

**ASSURANCES - NON-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 this 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 (0346-0040), Washington, DC 20503.

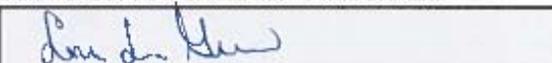
**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**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 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 cost) 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 award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4720-4763) 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).
6. Will comply with all Federal statutes relating to nondiscrimination. 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 1695-1699), 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.
7. 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. 91-616) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with 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.

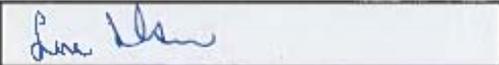
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, 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.
11. Will comply with environmental standards which may be proscribed 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).
12. 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.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1906, as amended (16 U.S.C. §470), EO 11599 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. 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.
17. 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."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. 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 subrecipient 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 Governor of Guam
APPLICANT ORGANIZATION Guam	DATE SUBMITTED 8/15/2023

Standard Form 434B (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 title(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"/>	
State Use Only:			
6. Date Received by State: <input type="text"/>		7. State Application Identifier: <input type="text"/>	
<b>6. APPLICANT INFORMATION:</b>			
* a. Legal Name: <input type="text" value="Government of Guam"/>			
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="15-0021215"/>		* c. UEI: <input type="text" value="35e031519004"/>	
d. Address:			
* Street:	<input type="text" value="113 Swan Street Ave"/>		
* Street2:	<input type="text"/>		
* City:	<input type="text" value="Sina'ana"/>		
* County/Parish:	<input type="text"/>		
* State:	<input type="text" value="MP; Marshall Islands"/>		
* Province:	<input type="text"/>		
* Country:	<input type="text" value="USA; UNITED STATES"/>		
* Zip / Postal Code:	<input type="text" value="96931 2646"/>		
e. Organizational Unit:			
Department Name: <input type="text"/>		Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:			
Prefix:	<input type="text" value="Ms"/>	* First Name:	<input type="text" value="Elizabeth"/>
Middle Name:	<input type="text" value="F."/>		
* Last name:	<input type="text" value="Kapoi"/>		
Suffix:	<input type="text"/>		
Title:	<input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text" value="Guam Housing and Urban Renewal Authority"/>			
* Telephone Number:	<input type="text" value="1 671 415 1318"/>	Fax Number:	<input type="text" value="1-671-300-7565"/>
* Email:	<input type="text" value="ekapoi@ghurc.gu"/>		

Application for Federal Assistance SF-424	
* 9. Type of Applicant 1: Select Applicant Type:	
<input type="text" value="U.S. Territory or Possession"/>	
Type of Applicant 2: Select Applicant Type:	
<input type="text"/>	
Type of Applicant 3: Select Applicant Type:	
<input type="text"/>	
* Other (specify):	
<input type="text"/>	
* 10. Name of Federal Agency:	
<input type="text" value="U.S. Department of Housing and Urban Development"/>	
11. Catalog of Federal Domestic Assistance Number:	
<input type="text" value="14.231"/>	
CFDA Title:	
<input type="text" value="Emergency Shelterless Grant Program"/>	
* 12. Funding Opportunity Number:	
<input type="text"/>	
* Title:	
<input type="text"/>	
13. Competition Identification Number:	
<input type="text"/>	
Title:	
<input type="text"/>	
14. Areas Affected by Project (Cities, Counties, States, etc.):	
<input type="text"/>	<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>
* 15. Descriptive Title of Applicant's Project:	
<input type="text" value="Some ESG Activities include (1) Family Service Center (ESG22); (2) GONA Initiatives; (3) Project Ready; And (4) ESG Administrative Costs."/>	
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	
<b>16. Congressional Districts Of:</b>	
* a. Applicant: <input type="text" value="Gwan"/>	* b. Program/Project: <input type="text" value="00-98"/>
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="10/01/2023"/>	* b. End Date: <input type="text" value="04/30/2024"/>
<b>18. Estimated Funding (\$):</b>	
* a. Federal	<input type="text" value="253,963.00"/>
* 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="253,963.00"/>
<b>* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?</b> <input checked="" type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on: <input type="text" value="05/13/2023"/> <input 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 Deb? (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. 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 18, Section 1001)</b> <input checked="" type="checkbox"/> ** I AGREE <small>** The list of qualifications 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"/>	* First Name: <input type="text" value="Lourdes"/>
Middle Name: <input type="text" value="A."/>	
* Last Name: <input type="text" value="Ann Hernandez"/>	
Suffix: <input type="text"/>	
* Title: <input type="text" value="Governor of Gwan"/>	
* Telephone Number: <input type="text" value="571-672-9388"/>	Fax Number: <input type="text"/>
* Email: <input type="text" value="governor@gwan.gov"/>	
* Signature of Authorized Representative: 	* Date Rec'd: <input type="text" value="8/15/23"/>

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4640-0048  
Expiration Date: 02/28/2025

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 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. §§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. §§4601 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 VII 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 handicap; (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. §§2904d-3 and 2904e-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.

Previous Edition Usable

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Prescribed by OMB Circular A-102

**ASSURANCES - NON-CONSTRUCTION PROGRAMS**

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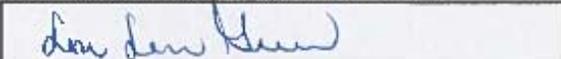
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As the duly authorized representative of the applicant, I certify that the applicant:

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 cost) 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 award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4720-4763) 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).
6. Will comply with all Federal statutes relating to nondiscrimination. 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 1606-1606), 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. 91-610), 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.
7. 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 or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with 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.

9. 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.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 162(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.
11. 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).
12. 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.
13. 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.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. 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.
17. 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."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. 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 Governor of Guam
APPLICANT ORGANIZATION Guam	DATE SUBMITTED 8/15/23

Standard Form 424B (Rev. 7-97) Back

Application for Federal Assistance SF-424			
* 1. Type of Submission:		* 2. Type of Application:	
<input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Change/Corrected Application		<input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	
		* 4. 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 Entity Identifier: <input type="text"/>		5b. Federal Award Identifier: <input type="text"/>	
State Use Only:			
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="Government of Guam"/>			
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="95-0001273"/>		* c. UIC: <input type="text" value="B02331019000"/>	
d. Address:			
* Street1:	<input type="text" value="111 San Vicente Ave"/>		
* Street2:	<input type="text"/>		
* City:	<input type="text" value="Sinsjeng"/>		
* County/Parish:	<input type="text"/>		
* State:	<input type="text" value="MH, Marshall Islands"/>		
* Province:	<input type="text"/>		
* Country:	<input type="text" value="USA, UNITED STATES"/>		
* Zip/Postal Code:	<input type="text" value="96901-1046"/>		
e. Organizational Unit:			
Department Name: <input type="text"/>		Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:			
Prefix:	<input type="text" value="Ms"/>	* First Name:	<input type="text" value="Katherine"/>
Middle Name:	<input type="text" value="E."/>		
* Last Name:	<input type="text" value="Napoli"/>		
Suffix:	<input type="text"/>		
Title:	<input type="text" value="Executive Director"/>		
Organizational Affiliation: <input type="text" value="Guam Housing and Urban Renewal Authority"/>			
* Telephone Number:	<input type="text" value="1-671-300-1175"/>	* Fax Number:	<input type="text" value="1-671-300-7555"/>
* Email:	<input type="text" value="efnapoli@ghua.org"/>		

Application for Federal Assistance SF-424		
*9. Type of Applicant 1: Select Applicant Type:		
<input type="checkbox"/> U.S. Territory or Possession		
Type of Applicant 2: Select Applicant Type:		
<input type="text"/>		
Type of Applicant 3: Select Applicant Type:		
<input type="text"/>		
* Other (specify):		
<input type="text"/>		
*10. Name of Federal Agency:		
<input type="text" value="U.S. Department of Housing and Urban Development"/>		
11. Catalog of Federal Domestic Assistance Number:		
<input type="text" value="14.258"/>		
CFDA Title		
<input type="text" value="Housing Trust Fund"/>		
*12. Funding Opportunity Number:		
<input type="text"/>		
* Title:		
<input type="text"/>		
13. Competition Identification Number:		
<input type="text"/>		
Title		
<input type="text"/>		
14. Areas Affected by Project (Cities, Counties, States, etc.):		
<input type="text"/>	<input type="button" value="Add Attachment"/>	<input type="button" value="Delete Attachment"/>
	<input type="button" value="View Attachment"/>	
*15. Descriptive Title of Applicant's Project:		
<input type="text" value="Grant ITC Activities include (1) activity to support affordable rental in and out. Grant will utilize these funds to expand and support affordable rental increasing the available inventory."/>		
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:  \* b. Program/Project:

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

\* a. Start Date:  \* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="157,106.63"/>
* 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="157,106.63"/>

\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?

a. This application was made available to the State under the Executive Order 12372 Process for review on

b. Program is subject to E.O. 12372 but has not been selected by the State for review.

c. Program is not covered by E.O. 12372.

\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)

Yes  No

If "Yes", provide explanation and attach:

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 18, Section 1001)

\*\* 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:  \* First Name:

Middle Name:

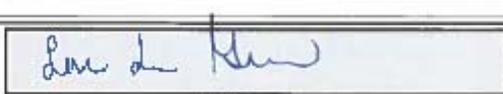
\* Last Name:

Suffix:

\* Title:

\* Telephone Number:  Fax Number:

\* Email:

\* Signature of Authorized Representative:  \* Date Signed:

ASSURANCES - CONSTRUCTION PROGRAMS

GMS Number 4040-0039  
Expiration Date 02/28/2025

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As the duly authorized representative of the applicant, I certify that the applicant:

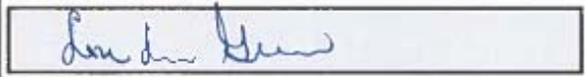
1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
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Prescribed by GMB 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 in 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.
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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
	Governor of Guam
APPLICANT ORGANIZATION	DATE SUBMITTED
G-1000	8/15/23

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**ASSURANCES - NON-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 (0346-0040), 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 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 cost) 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 award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4720-4783) 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).
6. Will comply with all Federal statutes relating to nondiscrimination. 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. §§290a-3 and 290a-3j), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VII of the Civil Rights Act of 1964 (42 U.S.C. §§2001 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.
7. 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 or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
- B. Will comply, as applicable, with 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.

9. 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.
10. Will comply, if applicable, 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.
11. 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) ratification of violating facilities pursuant to EO 11736; (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), etc.; (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205)
12. 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.
13. 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.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. 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.
17. 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."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. 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 Director of Housing
APPLICANT ORGANIZATION CHSMA	DATE SUBMITTED 8/15/23

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**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.

**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.

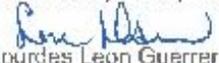
**Anti-Lobbying** --To the best of the jurisdiction's knowledge and belief:

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 paragraph 1 and 2 of this anti-lobbying 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 Jurisdiction** --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs 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 jurisdiction'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 75.

  
Lourdes Leon Guerrero  
Signature of Authorized Official

8/15/23  
Date

Governor of Guam  
Title

## Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

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

**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.

**Following a Plan** -- It is following a current consolidated plan that has been approved by HUD.

**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 CDBG-assisted 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 (see Optional CDBG Certification).

2. Overall Benefit. The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2020, 2021, 2022, 2023 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.

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 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 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

**Lead-Based Paint** -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

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

  
Lourdes Leon Guerrero  
\_\_\_\_\_  
Signature of Authorized Official

8/15/23  
\_\_\_\_\_  
Date

Governor of Guam  
\_\_\_\_\_  
Title

**OPTIONAL Community Development Block Grant Certification**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 570.208(e):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which 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 to meet such needs.

N/A

\_\_\_\_\_  
Signature of Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title

**Specific HOME Certifications**

The HOME participating jurisdiction certifies that:

**Tenant Based Rental Assistance** – If it plans to provide tenant-based rental assistance, the tenant-based rental assistance is an essential element of its 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, 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.

  
Lourdes Leon Guerrero  
\_\_\_\_\_  
Signature of Authorized Official

  
\_\_\_\_\_  
Date

Governor of Guam  
\_\_\_\_\_  
Title

## Emergency Solutions Grants Certifications

The Emergency Solutions Grants Program recipient certifies that:

**Major rehabilitation/conversion/renovation** – If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the recipient will maintain the building 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 recipient will maintain the building 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 recipient will maintain the building 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** – In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the recipient 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 recipient serves the same type of persons (e.g., families with children, unaccompanied youth, 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 recipient will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal, State, local, and private assistance available for these individuals.

**Matching Funds** – The recipient will obtain matching amounts required under 24 CFR 576.201.

**Confidentiality** – The recipient has established and is implementing 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.

**Homeless Persons Involvement** – To the maximum extent practicable, the recipient will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

**Consolidated Plan** – All activities the recipient undertakes with assistance under ESG are consistent with its consolidated plan.

**Discharge Policy** – The recipient 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.

  
Lourdes Leon Guerrero

\_\_\_\_\_  
Signature of Authorized Official

8/15/23  
\_\_\_\_\_  
Date

Governor of Guam

Title

**Housing Opportunities for Persons With AIDS Certifications**

The 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 that 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 assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
2. For a period of not less than 2 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

N/A

Signature of Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
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 \$11,000 and not more than \$100,000 for each such failure.