



Community Development Block Grant Recovery Program (CDBG-R) Substantial Amendment to the 2008-2009 One-Year Action Plan

June 4, 2009

**Prepared by the
City of Ontario Housing and Neighborhood Revitalization Agency
208 West Emporia Street
Ontario, CA 91762
(909) 395-2006**

EXECUTIVE TRANSMITTAL LETTER

CITY OF



ONTARIO

303 EAST "B" STREET, CIVIC CENTER

ONTARIO

CALIFORNIA 91764-4105

(909) 395-2000
FAX (909) 395-2070

PAUL S. LEON
MAYOR

JIM W. BOWMAN
MAYOR PRO TEM

ALAN D. WAPNER
SHEILA MAUTZ
DEBRA DORST-PORADA
COUNCIL MEMBERS

June 2, 2009

GREGORY C. DEVEREAUX
CITY MANAGER

MARY E. WIRTES, MMC
CITY CLERK

JAMES R. MILHISER
TREASURER

William G. Vasquez, Director
Office of Community Planning and Development, 9D
U.S. Department of Housing and Urban Development
611 W. Sixth St., Ste. 800
Los Angeles, CA 90017-3127
Attn: Chris Yao, Community Planning and Development Representative

SUBJECT: Community Development Block Grant Program Funding Under the American Recovery and Reinvestment Act of 2009

Dear Ms. Yao:

On behalf of the City of Ontario, I am pleased to submit three (3) copies of the CDBG-R Substantial Amendment to FY 2008-2009 City of Ontario's One-Year Action Plan.

Should you require additional information or clarification regarding the Substantial Amendment, please contact Katryna Gonzalez, Project Manager, at (909) 395-2322.

Sincerely,

Gregory C. Devereaux
City Manager

Enclosures

Application for Federal Assistance SF-424

Version 02

*1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	*2. Type of Application * If Revision, select appropriate letter(s) <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	*Other (Specify) _____
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3. Date Received:	4. Applicant Identifier: B-09-MS-06-0537
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5a. Federal Entity Identifier:	*5b. Federal Award Identifier:
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State Use Only:

6. Date Received by State:	7. State Application Identifier:
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8. APPLICANT INFORMATION:

*a. Legal Name: City of Ontario

*b. Employer/Taxpayer Identification Number (EIN/TIN): 95-6000754	*c. Organizational DUNS: 078136223
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d. Address:

*Street 1: 208 W. Emporia Street
Street 2: _____
*City: Ontario
County: San Bernardino
*State: CA
Province: _____
*Country: United States of America
*Zip / Postal Code 91762

e. Organizational Unit:

Department Name: Housing and Neighborhood Revitalization Agency	Division Name:
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f. Name and contact information of person to be contacted on matters involving this application:

Prefix: Ms. *First Name: Katryna
Middle Name: D.
*Last Name: Gonzalez
Suffix: _____

Title: Project Manager

Organizational Affiliation:

*Telephone Number: (909) 395-2322 Fax Number: (909) 395-2288

*Email: kgonzalez@ci.ontario.ca.us

Application for Federal Assistance SF-424

Version 02

***9. Type of Applicant 1: Select Applicant Type:**

C. City or Township Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

*Other (Specify)

***10 Name of Federal Agency:**

11. Catalog of Federal Domestic Assistance Number:

14.253 _____

CFDA Title:

Community Development Block Grant Recovery Program (CDBG-R) _____

***12 Funding Opportunity Number:**

*Title:

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

City of Ontario, County of San Bernardino, State of California

***15. Descriptive Title of Applicant's Project:**

Community Development Block Grant Recovery Program (CDBG-R)

Application for Federal Assistance SF-424

Version 02

16. Congressional Districts Of:

*a. Applicant: 43

*b. Program/Project: 43

17. Proposed Project:

*a. Start Date: June 5, 2009

*b. End Date: September 30, 2012

18. Estimated Funding (\$):

*a. Federal	_____	652,633
*b. Applicant	_____	
*c. State	_____	
*d. Local	_____	
*e. Other	_____	
*f. Program Income	_____	
*g. TOTAL	_____	652,633

***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.)**

- Yes No

21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U. S. Code, Title 218, Section 1001)

** 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: Mr. _____ *First Name: Gregory _____
Middle Name: C. _____
*Last Name: Devereaux _____
Suffix: _____

*Title: City Manager

*Telephone Number: (909) 395-2000

Fax Number: (909) 395-2070

* Email: gdevereaux@ci.ontario.ca.us

*Signature of Authorized Representative:



*Date Signed: 6/2/09

Application for Federal Assistance SF-424

Version 02

***Applicant Federal Debt Delinquency Explanation**

The following should contain an explanation if the Applicant organization is delinquent of any Federal Debt.



City of Ontario
Community Development Block Grant Recovery Program
Substantial Amendment
June 4, 2009

Table of Contents

Executive Summary.....	1
A. Spreadsheet for Reporting Proposed CDBG-R Activities	1
B. CDBG-R Information by Activity.....	4
C. Public Comment.....	12
CDBG-R Substantial Amendment Checklist	13

Certifications

Appendix A - Public Notices

Appendix B - Maps

CDBG-R Substantial Amendment

Jurisdiction: City of Ontario	CDBG-R Contact Person: Katryna Gonzalez
Web Address: www.ci.ontario.ca.us	Address: 208 W. Emporia St. Ontario, CA 91762
	Telephone: (909) 395-2322
	Fax Number: (909) 395-2288
	E-Mail: kgonzalez@ci.ontario.ca.us

Ensuring Responsible Spending of Recovery Act Funds

Funding available under the Recovery Act has clear purposes – to stimulate the economy through measures that modernize the Nation’s infrastructure, improve energy efficiency, and expand educational opportunities and access to health care. HUD strongly urges grantees to use CDBG-R funds for hard development costs associated with infrastructure activities that provide basic services to residents or activities that promote energy efficiency and conservation through rehabilitation or retrofitting of existing buildings. While the full range of CDBG activities is available to grantees, the Department strongly suggests that grantees incorporate consideration of the public perception of the intent of the Recovery Act in identifying and selecting projects for CDBG-R funding.

Executive Summary

This Amendment is a supplement to the 2008-2009 One-Year Action Plan submitted to the U.S. Department of Housing and Urban Development (HUD) on May 14, 2008 and is necessary to accommodate new HUD funding under the Community Development Block Grant Recovery Program (CDBG-R). The American Recovery and Reinvestment Act of 2009 appropriated \$1 billion in Community Development Block Grant (CDBG) funds to states and local governments to carry out, on an expedited basis, eligible activities under the CDBG program. The City of Ontario received a formula allocation of \$652,633 in CDBG-R funds.

A. Spreadsheet for Reporting Proposed CDBG-R Activities

HUD Instructions: Grantees must provide information concerning CDBG-R assisted activities in an electronic spreadsheet provided by HUD. The information that must be reported in the spreadsheet includes activity name, activity description, CDBG-R dollar amount budgeted, eligibility category, national objection citation, additional Recovery Act funds for the activity received from other programs and total activity budget. An electronic copy of the spreadsheet and the format is available on HUD’s recovery website at <http://www.hud.gov/recovery>.

Response: The table on the following pages provides the required information for CDBG-R related activities. This spreadsheet has also been submitted electronically to HUD.

Jurisdiction/Grantee Name: City of Ontario, CA		CDBG-R Formula Grant Amount: \$652,633				Date: June 03, 2009	
<i>Activity Name</i>	<i>Activity Description</i>	<i>Eligibility (Regulatory or HCDA Citation)</i>	<i>National Objective Citation</i>	<i>CDBG-R Project Budget (\$)</i>	<i>Additional Recovery Funds (\$)</i>	<i>Other Leveraged Funding (\$)</i>	<i>Total Activity Budget</i>
Community Centers (Energy Efficiency Improvements)	Installation of two (2) energy efficient HVAC units at the Anthony Muñoz Community Center. Installation of these new units will increase energy and cooling efficiency.	570.201(c)	570.208(a)(1)-LMA	\$40,000			\$40,000
Water Conservation	Retrofit existing irrigation system for water conservation purposes, plant with California Friendly shrubs and mulch at Bon View Park, John Galvin Park, and De Anza Park.	570.201(c)	570.208(a)(1)-LMA	\$75,000			\$75,000
Streetlights (Energy Efficient Induction Light Fixtures)	Replace approximately 266 existing streetlight metered locations within low- and moderate-income census tracts throughout the city with new fixtures and high pressure sodium bulbs with energy efficient induction light fixtures. Induction lighting fixtures use approximately 40% less wattage of the existing light fixtures with a 100,000 hour warranty.	570.201(c)	570.208(a)(1)-LMA	\$266,476		\$200,000	\$466,476
Pedestrian Signal Indications (Energy Efficient Lighting)	Replace approximately 320 incandescent or fluorescent pedestrian signal indications within low- and moderate-income census tracts throughout the city with Light Emitting Diode (LED) indications that consume approximately 90% less energy. This project will result in an annual savings of approximately \$16,000 per year.	570.201(c)	570.208(a)(1)-LMA	\$8,000			\$8,000

Jurisdiction/Grantee Name: City of Ontario, CA		CDBG-R Formula Grant Amount: \$652,633				Date: June 03, 2009	
<i>Activity Name</i>	<i>Activity Description</i>	<i>Eligibility (Regulatory or HCDA Citation)</i>	<i>National Objective Citation</i>	<i>CDBG-R Project Budget (\$)</i>	<i>Additional Recovery Funds (\$)</i>	<i>Other Leveraged Funding (\$)</i>	<i>Total Activity Budget</i>
Ontario Housing Authority Homeless Continuum of Care (15% public service cap)	Project will fund the existing funding gaps within the Homeless Continuum of Care Program, including the Temporary Homeless Services Area.	570.201(e)	570.208(a)(2)-LMC	\$97,894	\$945,576		\$1,043,470
Foreclosure Opportunities Response Team	Project will fund Code Enforcement staff efforts to address the negative impacts of foreclosed and abandoned properties within low/mod neighborhoods. Activities funded by this program will include the following: enforcement efforts, release of administrative notices, records research, and administrative costs necessary to assist new homebuyers.	570.202	570.208(a)(1)-LMA	\$100,000			\$100,000
Administration (10% admin cap)	Administration	570.206	N/A	\$65,263	\$49,893	\$452,404	\$567,560
TOTALS				\$652,633	\$995,469	\$652,404	\$2,300,506

B. CDBG-R Information by Activity

HUD Instructions: For each activity provide the following information:

1. **Activity Name:** (Grantees should follow the same order that activities are listed in the Spreadsheet for Reporting Proposed CDBG-R Activities – this will allow HUD to easily match activity narratives with the information provided in the spreadsheet.)
2. **Activity Narrative:** In addition to the Spreadsheet for Reporting Proposed CDBG-R Activities, grantees must provide a narrative for each activity describing how the use of the grantee’s CDBG-R funds will meet the requirements of Title XII of Division A and Section 1602 of ARRA. The grantee’s narrative must also state how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit in relation to the CDBG-R funds obligated, and will address the Recovery Act, by:
 - Preserving and creating jobs and promoting economic recovery;
 - Assisting those most impacted by the recession;
 - Providing investment needed to increase economic efficiency;
 - Investing in transportation, environmental protection, or other infrastructure that will provide long-term economic benefits;
 - Minimizing or avoiding reductions in essential services; or
 - Fostering energy independence.
3. **Jobs Created:** (Report the number of full and part time jobs estimated to be created and retained by the activity (including permanent, construction, and temporary jobs)).
4. **Additional Activity Information:** (A description of how the activity will promote energy conservation, smart growth, green building technologies, or reduced pollution emissions, if applicable).
5. **Responsible Organization:** (Contact information for the organization that will implement the CDBG-R activity, including name, location, and administrator contact information).

Response:

Information for each CDBG-R activity is included on the following pages.

Activity Name: Anthony Muñoz Community Center (Energy Efficiency Improvements)

Activity Narrative: This activity will include the installation of two energy efficient HVAC units at the Anthony Muñoz Community Center. Installation of these new units will increase the energy efficiency and cooling efficiency of the facility while providing service to the Community Center. Estimated energy consumption for the new units is approximately 40% less than the existing units.

This activity will use CDBG-R funds to maximize economic benefit by retrofitting an existing community center with a more energy-efficient cooling system. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to create approximately three full-time positions in the construction field.

Additionally, this activity invests in other infrastructure that will provide long-term economic benefits. The installation of the energy-efficient cooling system will reduce operating costs and promote energy efficiency and conservation for many years into the future.

Project Location: Anthony Muñoz Community Center, 1240 W. Fourth St., Ontario, CA

Project Timeline: October 2009 – January 2010 – this activity was selected by the City of Ontario for CDBG-R funding because the contract can be awarded within 120 days of grant award.

Estimated Accomplishment: 1 public facility

Jobs Created: The estimated number of jobs created by this project is three (3) full-time positions during the course of construction.

Additional Activity Information: This activity will provide an energy-efficient cooling system for an existing community center which will promote energy conservation. This activity is in accordance with the Community Development Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to provide for new community facilities, neighborhood enhancement activities, and improve the quality of existing community facilities to serve lower- and moderate-income neighborhoods.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: Water Conservation

Activity Narrative: This activity will include retrofitting the existing irrigation systems for water conservation purposes, the removal of existing turf areas, the planting of California Friendly shrubs, and the incorporation of mulch to all areas of planting at the Bon View Park, John Galvin Park, and De Anza Park. The existing turf areas to be removed include the areas east of the Dorothy A. Quesada Community Center at Bon View Park, the areas near the water reservoir site on the southwest section, along the west side of the tennis courts, and the shrubs in the east parking lot area at John Galvin Park, and the areas on the southwest section adjacent to the Recreation Building, the parkways, and parking lot areas at De Anza Park.

This activity will use CDBG-R funds to maximize economic benefit by providing existing parks with irrigation systems and landscaping that are directed at conserving water and other resources. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to retain approximately eight full-time positions.

Additionally, this activity invests in other infrastructure that will provide long-term economic benefits. The retrofitted irrigation system and California-Friendly landscape design reduces operating and maintenance costs and promotes energy efficiency and conservation for many years into the future.

Project Location: Bon View Park, 1010 S. Bon View Ave., Ontario, CA
John Galvin Park, 950 N. Cucamonga Ave., Ontario, CA
De Anza Park, Euclid Avenue south of Phillips Street

Project Timeline: October 2009 – January 2010 – this activity was selected by the City of Ontario for CDBG-R funding because the contract can be awarded within 120 days of grant award.

Estimated Accomplishment: 3 public facilities

Jobs Created: The estimated number of jobs retained by this project is eight (8) full-time positions during the course of construction.

Additional Activity Information: This activity is in accordance with the Community Development Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to provide for new community facilities, neighborhood enhancement activities, and improve the quality of existing community facilities to serve lower- and moderate-income neighborhoods.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: Streetlights (Energy Efficient Induction Light Fixtures)

Activity Narrative: This activity will replace approximately 266 existing streetlight metered locations within low- and moderate-income census tracts throughout the city with new energy-efficient induction light fixtures and high pressure sodium bulbs. Induction lighting fixtures use approximately 40% less wattage of the existing light fixtures with a 100,000 hour warranty.

This activity will use CDBG-R funds to maximize economic benefit by replacing existing streetlight fixtures with a more energy-efficient fixtures and bulbs. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to create approximately two full-time positions in the construction field.

Additionally, this activity invests in other infrastructure that will provide long-term economic benefits. The installation of the energy-efficient streetlight fixtures will reduce operating costs and promote energy efficiency and conservation for many years into the future.

Project Location: Low- and moderate-income census tracts throughout the city.

Project Timeline: October 2009 – January 2010 – this activity was selected by the City of Ontario for CDBG-R funding because the contract can be awarded within 120 days of grant award.

Estimated Accomplishment: 266 public facilities

Jobs Created: The estimated number of jobs created by this project is two (2) full-time positions during the course of construction.

Additional Activity Information: This activity will provide approximately 266 energy-efficient streetlight fixtures and bulbs to replace existing less efficient fixtures which promote energy conservation. This activity is in accordance with the Community Development Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to provide for needed infrastructure improvements in target lower- and moderate-income neighborhoods.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: Pedestrian Signal Indications (Energy Efficient Lighting)

Activity Narrative: This activity will replace approximately 320 incandescent or fluorescent pedestrian signal indications within low- and moderate-income census tracts throughout the city with Light Emitting Diode (LED) indications that consume approximately 90% less energy. This project will result in an annual cost savings of approximately \$16,000 per year.

This activity will use CDBG-R funds to maximize economic benefit by replacing existing pedestrian signal indications with a more energy-efficient LED model. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to retain approximately two full-time positions.

Additionally, this activity invests in other infrastructure that will provide long-term economic benefits. The installation of the LED pedestrian signal indications will reduce operating costs and promote energy efficiency and conservation for many years into the future.

Project Location: Low- and moderate-income census tracts throughout the city.

Project Timeline: October 2009 – December 2009 – this activity was selected by the City of Ontario for CDBG-R funding because the contract can be awarded within 120 days of grant award.

Estimated Accomplishment: 320 public facilities

Jobs Created: The estimated number of jobs retained by this project is two (2) full-time positions during the course of construction.

Additional Activity Information: This activity will provide approximately 320 LED pedestrian signal indications to replace existing less efficient indications which promote energy conservation. This activity is in accordance with the Community Development Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to provide for needed infrastructure improvements in target lower- and moderate-income neighborhoods.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: Ontario Housing Authority Homeless Continuum of Care (15% Public Service Cap)

Activity Narrative: This activity will fund the existing funding gaps within the Homeless Continuum of Care Program, including the Temporary Homeless Services Area (THSA) operated by the Ontario Housing Authority. The Continuum of Care includes the THSA, a temporary intake center for basic needs and referrals, a permanent intake center and 15-bed emergency shelter which is currently in development, a 34-bed transitional housing facility, permanent housing units, and an after-care program.

This activity will use CDBG-R funds to maximize economic benefit by providing needed funding to continue to operate the Continuum of Care providing necessary services to Ontario's homeless population. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to retain approximately one full-time position.

Additionally, this activity assists those impacted most by the recession by providing necessary services and referrals for low-income individuals and families, homeless persons, or those at risk of homelessness.

Project Location: Various locations within Ontario

Project Timeline: June 5, 2009 through June 30, 2010

Estimated Accomplishment: 150 persons

Jobs Created: The estimated number of jobs retained by this project is one (1) full-time position.

Additional Activity Information: This activity is in accordance with the Homeless Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to preserve and improve the supply of supportive housing and public services for the homeless. This activity will be provided under the public service cap.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: Foreclosure Opportunities Response Team (FORT)

Activity Narrative: This activity will fund Code Enforcement staff efforts to address the negative impacts of foreclosed and abandoned properties within low- and moderate-income census tracts throughout the city. Activities funded by this program include the following: enforcement efforts, release of administrative notices, records research, and administrative costs related to assisting new homebuyers.

This activity will use CDBG-R funds to maximize economic benefit by providing needed funding to address the ongoing foreclosure crisis within the city. In addition, this activity will ensure that code violations at foreclosed properties are corrected minimizing the effects the foreclosure has had on surrounding properties and generating building permit revenues as needed. This activity addresses the intent of the Recovery Act by preserving and creating jobs and promoting economic recovery. This activity is expected to retain approximately one full-time position. This activity is also expected to stabilize neighborhoods experiencing numerous foreclosures by preserving property values and encouraging the sale of foreclosed homes to new homebuyers.

Additionally, this activity assists those impacted most by the recession by addressing the negative impacts foreclosed homes present to surrounding properties and the community at large.

Project Location: Low- and moderate-income census tracts

Project Timeline: June 5, 2009 through June 30, 2010

Estimated Accomplishment: 255 housing units

Jobs Created: The estimated number of jobs retained by this project is one (1) full-time position.

Additional Activity Information: This activity is in accordance with the Housing Strategy established by the City of Ontario's 2005-2009 Consolidated Plan to preserve existing rental and owner-occupied housing resources.

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

Activity Name: CDBG-R Program Administration

Activity Narrative: This activity will be used to pay for salaries and benefits and other related costs for those persons administering the CDBG-R Program.

Project Location: 208 W. Emporia St., Ontario, CA

Project Timeline: June 5, 2009 through June 30, 2010

Estimated Accomplishment: N/A

Jobs Created: The estimated number of jobs retained by this project is one (1) full-time position.

Additional Activity Information: N/A

Responsible Organization: City of Ontario, Housing and Neighborhood Revitalization Agency, 208 W. Emporia St., Ontario, CA 91762, Katryna Gonzalez, Project Manager, (909) 395-2322, kgonzalez@ci.ontario.ca.us.

C. Public Comment

HUD Instructions: Provide a summary of public comments received to the proposed CDBG-R Substantial Amendment.

Note: A Proposed CDBG-R Substantial Amendment must be published via the usual methods and posted on the jurisdiction's website for no less than 7 calendar days for public comment.

Response:

The Draft CDBG-R Substantial Amendment was available for public review for a period of seven (7) days, beginning on Tuesday, May 26, 2009 and ending on Tuesday, June 3, 2009. The Draft CDBG-R Substantial Amendment was available on the City's website at www.ci.ontario.ca.us, and at the following locations for public review:

Ontario City Library
215 E. C St., Ontario, CA

City Clerk's Office at Ontario City Hall
303 E. B St., Ontario, CA

Ontario Housing Agency
208 W. Emporia St., Ontario, CA

No public comments were received during the public review period.

CDBG-R Substantial Amendment Checklist

For the purposes of expediting review, HUD asks that applicants submit the following checklist along with the CDBG-R Substantial Amendment, Spreadsheet for Reporting Proposed CDBG-R Activities, and SF-424.

Contents of a CDBG-R Action Plan Substantial Amendment

Jurisdiction: City of Ontario Web Address: www.ci.ontario.ca.us	CDBG-R Contact Person: Katryna Gonzalez Address: 208 W. Emporia St. Ontario, CA 91762 Telephone: (909) 395-2322 Fax Number: (909) 395-2288 E-Mail: kgonzalez@ci.ontario.ca.us
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The elements in the substantial amendment required for the CDBG recovery funds are:

A. SPREADSHEET FOR REPORTING PROPOSED CDBG-R ACTIVITIES

Does the submission contain a paper copy of the Spreadsheet for Reporting Proposed CDBG-R Activities?

Yes No Verification found on page 2 – 3

Does the submission include an electronic version of the Spreadsheet for Reporting Proposed CDBG-R Activities sent to the email box CDBG-R@hud.gov?

Yes No Date Spreadsheet was emailed: 06/04/2009

Does the Spreadsheet for Reporting Proposed CDBG-R Activities include, for each activity:

- amount of funds budgeted for each activity, including CDBG-R funds, any additional Recovery Funds used and total activity budget,
 Yes No Verification found on page(s) 2 – 3
- the Eligibility citation (eligibility regulatory cite or HCDA cite),
 Yes No Verification found on page(s) 2 – 3
- the CDBG national objective citation,
 Yes No Verification found on page(s) 2 – 3

B. CDBG-R INFORMATION BY ACTIVITY

Does the submission contain information by activity describing how the grantee will use the funds, including:

- a narrative for each activity describing how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit,
Yes No Verification found on page(s) 4 – 11
- projected number of jobs created for each activity,
Yes No Verification found on page(s) 4 – 11
- whether an activity will promote energy efficiency and conservation,
Yes No Verification found on page(s) 4 – 11
- the name, location, and contact information for the entity that will carry out the activity,
Yes No Verification found on page(s) 4 – 11
- evidence that no more than 10% of the grant amount will be spent on administration and planning,
Yes No Verification found on page (s) 3 and 11
- evidence that no more than 15% of the grant amount will be spent on public services,
Yes No Verification found on page (s) 3 and 10
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,
Yes No Verification found on page (s) 4 – 11

C. PUBLIC COMMENT PERIOD

Was the proposed action plan amendment published via the jurisdiction’s usual methods and on the Internet for no less than 7 calendar days of public comment?

Yes No Verification found on page(s) 12 and Appendix A

Is there a summary of citizen comments included in the final amendment?

Yes No Verification found on page(s) 12

D. CERTIFICATIONS

The following certifications are complete and accurate:

- (1) Affirmatively furthering fair housing Yes No
- (2) Anti-displacement and relocation plan Yes No

- | | | |
|--|---|-----------------------------|
| (3) Drug-free Workplace | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (4) Anti-lobbying | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (5) Authority of jurisdiction | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (6) Consistency with plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (7) Section 3 | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (8) Community development plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (9) Following a plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (10) Use of Funds | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (11) Excessive Force | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (12) Compliance with anti-discrimination laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (13) Lead-based paint procedures | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (14) Compliance with laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (15) Compliance with ARRA | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (16) Project selection | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (17) Timeliness of infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (18) Buy American provision | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (19) Appropriate use of funds for infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (20) 70% of CDBG-R for LMI | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |

Optional Certification

- | | | |
|------------------|------------------------------|--|
| (21) Urgent Need | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
|------------------|------------------------------|--|

D. STATE CERTIFICATIONS

The following certifications are complete and accurate:

- | | | |
|---|------------------------------|--|
| (1) Affirmatively furthering fair housing | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (2) Anti-displacement and relocation plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (3) Drug-free Workplace | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (4) Anti-lobbying | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (5) Authority of State | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (6) Consistency with plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (7) Section 3 | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (8) Community development plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (9) Consultation with Local Governments | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (10) Use of Funds | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (11) Excessive Force | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (12) Compliance with anti-discrimination laws | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (13) Compliance with laws | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (14) Compliance with ARRA | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (15) Project selection | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (16) Timeliness of infrastructure investments | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (17) Buy American provision | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

(18) Appropriate use of funds for infrastructure investments
(19) 70% of CDBG-R for LMI

Yes No
Yes No

Optional Certification
(20) Urgent Need

Yes No

CERTIFICATIONS

CERTIFICATIONS

(1) **Affirmatively furthering fair housing.** The jurisdiction will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard.

(2) **Anti-displacement and relocation plan.** The jurisdiction will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601), and implementing regulations at 49 CFR part 24; and it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104(d) of the housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under CDBG-R.

(3) **Drug Free Workplace.** The jurisdiction will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about –
 - (a) The dangers of drug abuse in the workplace;
 - (b) The grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
 - (a) Abide by the terms of the statement; and
 - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted:
 - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

(4) **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.

(5) **Authority of Jurisdiction.** The jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.

(6) **Consistency with Plan.** The housing activities to be undertaken with CDBG-R funds are consistent with its consolidated plan.

(7) **Section 3.** The jurisdiction will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u), and implementing regulations at 24 CFR part 135.

(8) **Community development plan.** The jurisdiction certifies that the consolidated housing and community development plan identifies housing and community development needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the statute authorizing the CDBG program.

(9) **Following a plan.** The jurisdiction is following a current consolidated plan that has been approved by HUD.

(10) **Use of funds.** The jurisdiction has developed activities so as to give the maximum feasible priority to activities that will benefit low- and moderate-income families or aid in the prevention of slums or blight. Additional activities may be included that 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 where other financial resources are not available to meet such needs. It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG-R funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);

2. **Special Assessments.** The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R 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-R funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with CDBG-R 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-R funds. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R funds, unless CDBG-R funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds if the jurisdiction certifies that it lacks CDBG-R or CDBG funds to cover the assessment.

(11) **Excessive Force.** The jurisdiction certifies that 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 that is the subject of such non-violent civil rights demonstrations within its jurisdiction.

(12) **Compliance with anti-discrimination laws.** The CDBG-R grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.

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

(14) **Compliance with laws.** The jurisdiction will comply with applicable laws.

(15) **Compliance with ARRA.** The jurisdiction will comply with Title XII of Division A of the American Recovery and Reinvestment Act of 2009.

(16) **Project selection.** The jurisdiction will select projects to be funded, by giving priority to projects that can award contracts based on bids within 120 days from the date the funds are made available to the recipient, and that will ensure maximum job creation and economic benefit.

(17) **Timeliness of infrastructure investments.** When the jurisdiction uses CDBG-R funds for infrastructure investments, the grantee will give preference to quick-start and finish activities, including a goal to use at least 50 percent of the funds for activities within 120 days of enactment of the Recovery Act.

(18) **Buy American provision.** The jurisdiction will ensure that all iron, steel and manufactured goods used in construction, alteration, repair, or maintenance of a public building or public work project assisted with CDBG-R funds under the Recovery Act must be produced in the United States unless the Secretary finds that: (1) the requirement is inconsistent with public interest; (2) those goods are not reasonably available or produced in sufficient quantity in the U.S.; (3) or the use of the goods will increase the project cost by more than 25 percent.

(19) **Appropriate use of funds for infrastructure investments.** The Governor, mayor, or other chief executive, as appropriate certifies, that any infrastructure investments have received the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars. Alternatively, a grantee's chief elected official certifies that infrastructure investments will receive the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars.

(20) **70% of CDBG-R for LMI.** The aggregate use of CDBG-R funds shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the grant is expended for activities that benefit such persons over the life of the CDBG-R grant.


Gregory C. Devereaux, City Manager

6/2/09
Date

PUBLIC NOTICES

NOTICE OF SEVEN-DAY PUBLIC REVIEW CITY OF ONTARIO CDBG-R SUBSTANTIAL AMENDMENT TO THE CONSOLIDATED PLAN ANNUAL ACTION PLAN FOR THE 2008-2009 PROGRAM YEAR

The Consolidated Plan FY 2008-2009 One-Year Action Plan (AP) describes how the City of Ontario intends to spend the funds it receives from the U.S. Department of Housing and Urban Development (HUD) grant programs. The City is currently entitled to funds from the following four programs: Community Development Block Grant (CDBG); HOME Investment Partnership (HOME); American Dream Downpayment Initiative (ADDI); Emergency Shelter Grant (ESG); Neighborhood Stabilization Program (NSP), and Homelessness Prevention and Rapid Re-Housing Program (HPRP). In addition to the funds already allocated, the City has received an allocation of Community Development Block Grant Recovery (CDBG-R) funds through the American Reinvestment and Recovery Act (ARRA) requiring a substantial amendment to describe how the City of Ontario intends to spend the CDBG-R funds.

The AP for Fiscal Year 2008-2009 was approved by City Council on May 6, 2008 and was submitted to HUD on May 9, 2008, the NSP Substantial Amendment was approved by City Council on November 18, 2008 and submitted to HUD on November 25, 2008, and the HPRP Substantial Amendment was submitted to HUD on May 15, 2009. Since this date, CDBG-R funds in the amount of \$652,633 have been allocated to the City of Ontario. Eligible activities that can be funded under CDBG-R include the full range of CDBG-eligible activities. However, the intent of CDBG-R funds is to primarily invest in economic development, housing, infrastructure, and other public facilities activities that will quickly spur further economic investment, increased energy efficiency, and job creation or retention. In addition, 10% of CDBG-R funds may be used for program administration.

PUBLIC COMMENT
For a period of seven (7) days, beginning on Tuesday, May 26, 2009 and ending on Tuesday, June 2, 2009, the public is invited to submit written comments on the proposed amendment. The amendment will be submitted to HUD after June 2, 2009 but before June 5, 2009.

Copies of the proposed amendment will be available on the City's website at www.ci.ontario.ca.us and for public review at the following locations:

- Ontario City Library
215 East "C" Street, Ontario
 - City Clerk's Office
Ontario City Hall, 303 East "B" Street, Ontario
 - Housing and Neighborhood Revitalization Agency
208 West Emporia Street, Ontario
- Questions and written comments regarding the Amended Action Plan may be addressed to the following:
- Katryna Gonzalez, Project Manager
City of Ontario
Housing and Neighborhood Revitalization Director
208 West Emporia Street
Ontario, CA 91762
(909) 395-2322

Comments are to be submitted no later than Tuesday, June 2, 2009. Comments received after Tuesday, June 2, 2009, will not be considered in the amendment process.

Please publish Tuesday, May 26, 2009 #136163

Inland Valley Daily Bulletin

May 26, 2009



Inland Valley Daily Bulletin

Tuesday, May 26, 2009 **A21**

MAPS

2000 CDBG Low and Moderate Income Areas

