



CITY OF GREELEY, COLORADO

**CARES ACT FUNDS SUBSTANTIAL AMENDMENT
TO THE 2020-2024 CONSOLIDATED PLAN and
2020 ANNUAL ACTION PLAN**

Public Comment Period – November 10, 2022 8 AM through November 16, 2022 5 PM

Prepared by the Greeley Urban Renewal Authority
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**CARES ACT SUBSTANTIAL AMENDMENT
TO THE 2020-2024 CONSOLIDATED PLAN AND 2020 ACTION PLAN
TO AMEND ACTIVITIES AND FUNDING FOR CDBG-CV 1 AND CDBG-CV 3**

Cares Act Background

On March 27, 2020, the United States Congress passed the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136. The bill provided \$5 billion in Community Development Block Grant (CDBG) funds to rapidly respond to COVID-19. The U. S. Department of Housing and Urban Development (HUD) allocated \$2 billion of that the same day. This constituted the first round of CDBG-Coronavirus (CDBG-CV) funds. In the second round, \$1 billion was allocated to States and insular areas. The final (third round) \$2 billion was allocated on September 11, 2020. As an entitlement community, the City of Greeley was awarded \$493,277 in the first round of allocations and \$526,790 in the third (cumulative \$1,020,067). All funds must be used specifically to prevent, prepare for, and/or respond to the COVID-19 pandemic.

There were three prior Substantial Amendments approved by City Council. Proposed changes to activities and/or funding once again requires approval of City Council. Prior Amendments are available at the Greeley Urban Renewal Authority – 1100 10th Street, Suite 402, Greeley, CO 80631.

Qualifying as a Substantial Amendment

A Substantial Amendment to the City's Consolidated Plan/Annual Action Plan for use of its grants from the U. S. Department of Housing and Urban Development is required any time one of the following occurs:

1. A change is made to allocation priorities or the method of distribution of funds;
2. To implement an activity not previously described in the action plan, using funds from any program covered by the consolidated plan (including program income, reimbursements, repayment, recaptures, or reallocations from HUD); or
3. There is a change the purpose, scope, location, or beneficiaries of an activity.

Proposed Substantial Amendment (4th Amendment for CDBG-CV Funds)

The following lists the changes proposed under Substantial Amendment #4. Attachment A shows the 3rd Amendment and how this 4th Amendment will change what was last approved.

Trying to make use of the CDBG-CV funds has been challenging, with proposed activities and activities' budgets a constant moving target. However, due to the lack of suitable activities and expenditure/draw deadlines, it is anticipated that this will be the final Amendment.

The 4th Amendment makes these changes:

1. **Increase** allocation to Administration from \$193,635 to \$200,000. Twenty percent is allowable under the grant; this would be 19.6%. While it is not anticipated that \$200,000 will be needed,

without any other activities identified, this will provide support for whatever administrative costs are charged to CDBG-CV.

2. **Increase** funding to Priority A, Housing Navigation Center/Cold Weather Shelter/Day Use Facility from \$360,000 to \$820,067. (This is more than the United Way of Weld County request; however, when inputting the activities into IDIS, all of the \$1,020,067 needs to be attached to an activity. With no other activity identified, this encumbers the remaining grant funds for HUD purposes. If the actual budget was more than anticipated, this would also allow for an increase without returning to the full citizen participation process.)
3. **Remove** Priority B funding (for the Bonell non-congregate shelter). This activity did not move forward.

All CDBG-CV funds must be used to prevent, prepare for, and/or response to the Coronavirus. The City has three years (until June 2023) to expend 80% of the total of CDBG-CV award (\$816,054) and six years to expend it all.

Analysis

This proposal qualifies as a substantial amendment because it meets at least one of the three instances noted in the Qualifying as a Substantial Amendment section. The Substantial Amendment will be to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan.

Meeting a National Objective

The CDBG-CV funds allocated under the CARES Act must be used specifically for the preparation for, prevention of, and response to the COVID-19. All CDBG-CV activities must still meet a National Objective of the CDBG Program:

- Benefit low-and-moderate income people (minimum of 70% of the CDBG-CV grant)
- Aid in the prevention or elimination of slum or blight
- Meet an urgent need

Citizen Participation Requirements

Substantial Amendments are required to follow the City's Citizen Participation Plan, which requires a public comment period of five days with 10 days' notice of upcoming comment periods and public hearings.

- Because there is no continuing social distancing order in the City of Greeley, public hearings must be in public. A virtual component is allowable. How notice will be provided is a part of the Citizen Plan Amendment.

Consultation

The consultations requirement for the Consolidated Plan were met prior to its submittal to HUD on March 31, 2020. However, due to the nature of the needs for which CDBG-CV funds are to be used, City staff notified non-profit agencies considered to be "CDBG Partners" with the City with regard to changes/additions being proposed. These agencies are the "boots on the ground" and work daily with low- moderate-income residents affected by COVID-19. Notification of the upcoming Substantial Amendment and request for comments was emailed to the partner group prior to the GURA Board meeting to notify them of the proposed changes and the comment/hearing opportunities. Any

comments received from the City's CDBG partner group will be included in the Substantial Amendment sent to HUD.

Citizen Participation

The City is required to consult the public in the manner described in its Citizen Participation Plan, as amended, to address Substantial Amendments to the Consolidated Plan utilizing CDBG-CV. The Public was consulted in the following manner:

1. The Substantial Amendment was available for review by the public for a five-day period beginning 8:00 a.m. November 10, 2022 and ending at 5:00 p.m. on November 16, 2022. Notice of the comment period was provided through legal ads in the Greeley Tribune (published October 28, 2022 (in English and Spanish) and on the City's website – www.greeleygov.com. The GURA Board of Commissioners also held a public meeting on November 9, 2022 at which comment could be made.
2. The Citizens Committee for Community Development members were mailed the Substantial Amendment for comment with notice of the public comment period.
3. The City's CDBG "partner" agencies were emailed the Substantial Amendment and invited to comment.
4. One public hearing was held, per the requirements of the CDBG-CV grant. Additionally, a public meeting was held.
 - A. GURA Board of Commissioners: Public meeting date November 9, 2022 at 4:30 p.m.
 - B. Greeley City Council: Ad published November 23, 2022; public hearing date December 6, 2022 at 6:00 p.m.
5. Written comments on the Substantial Amendment were accepted during the comment period noted above or by comment at the public meeting and/or hearing.

Public Comment Received

During the public comment period, the following comments were received.

- *No comments from the public were received at the GURA Board of Commissioners' public meeting or during the five-day comment period.*
- *No comments from the public were received at the City Council's Public Hearing.*

Approvals

- Approval to recommend the Substantial Amendment to the Greeley City Council was given on November 9, 2022 by the GURA Board of Commissioners.
- Approval of the Substantial Amendment was given by the Greeley City Council on December 6, 2022.

References

- City of Greeley Consolidated Plan for Years 2020 -2024 and 2020 Action Plan and Draft of the Substantial Amendment, link: www.greeleygov.com/services/ehh/greeley-urban-renewal-authority

Attachment A

Priorities, Activities, Changes	3rd Substantial Amendment Approved	4 th Substantial Amendment Proposed
CDBG-CV 1 Award	493,277.00	493,277.00
CDBG-CV 3 Award	526,790.00	526,790.00
1. The CDBG-CV 1 award amount has not changed.		
Administration of CDBG CV grant	193,635	200,000
2. 20% of the grant is eligible for administration. The set-aside amount has varied slightly through Substantial Amendment changes. With the 4th Amendment, it is about 19.6% of the grant.		
CDBG-CV 1 Award (Priorities identified upon receipt of CV-1)		
Priority A was to provide public services to low-mod-income residents.		
3. Unidentified public service activity benefiting LMI residents	360,000	820,067
The 3rd Amendment approved the activity as providing services at the new Cold Weather Shelter/ Housing Navigation Center/day use facility. Amendment 4 increases the funding.		
Priority B was to provide a personal isolation facility that became the Bonell Non-Congregate Shelter for at-risk homeless persons. The activity did not move forward. Amendment 4 removes this priority from funding.		
Priority C was to provide an Emergency Rent Assistance Program. The activity did not move forward. Emergency Rent Assistance was provided through the County.		
Priority D to support the acquisition and/or rehab of a new congregate cold weather shelter/housing navigation center/day use facility was added by Substantial Amendment #2. An acquisition/rehab activity did not move forward.		
CDBG-CV 3 Award (Priority identified upon receipt of CV 3)		
Priority A under CDBG-CV 3 was to acquire and/or rehab an existing building for multi-family housing.		
1. HUD required all funds to be allocated with the 3 rd amendment; this activity did not move forward.	421,432.00	0.00