

OFFICE OF THE GOVERNOR

ROBERT BENTLEY
GOVERNOR



STATE OF ALABAMA

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MONTGOMERY, ALABAMA 36130

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FAX: (334) 242-3282

RECEIVED
10-31-2016
VS

October 28, 2016

The Honorable John Koniar
Mayor of Foley
407 East Laurel Avenue
Foley, Alabama 36536

Dear Mayor Koniar:

RE: CDBG Large City Fund
Sewer Improvements - \$450,000.00

I am pleased to provide you with this letter that certifies conditional approval of the above grant which will be funded by the Community Development Block Grant Program. This grant was selected on a competitive basis and will be administered by the Alabama Department of Economic and Community Affairs. The final award of these funds is subject to you meeting the terms and conditions contained in the Letter of Conditional Commitment which will be forwarded to you.

I commend you on your efforts to improve the quality of life for your community and wish you every success in implementing this program. Thank you for your interest and cooperation with this project.

Sincerely,

A handwritten signature in black ink that reads "Robert Bentley".

Robert Bentley
Governor

RB:JB:tmn

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CDBG State Policy Letter 12(a) Revision 2, dated October 1, 2008. NOTE: All hookups to be completed with CDBG funds must be shown as a separate line item on the budget form. Projects using local funds for hookups may include the hookups in the construction line item. However, the community must include a note on the budget form identifying the number of hookups included in the line item.

Please be reminded that CDBG funds can only be used to hook up residences occupied by low and moderate income persons. If residences occupied by high income persons are to be hooked up using local funds, then a declaration of a "public purpose" must be submitted to ADECA.

3. Conduct an Environmental Review as per instructions located in the Environmental Review Guide.
<http://adeca.alabama.gov/Divisions/ced/cdp/Pages/Environmental.aspx>
4. A completed "Designation of Responsible Officials" form.
5. A standard "Certification" showing signatures to be used on the drawdown forms and DUNS number.
6. An updated "CDBG Disclosure Report" indicating anyone to directly benefit from the project. This probably will be the firms you have selected for engineering and administration.
7. A local "Analysis of Impediments to Fair Housing Choice" based on the survey/guide.
8. A completed Civil Rights Compliance Questionnaire with required attachments; and Language Assistance Plan, if required.
9. A completed Bidding and Contracting Compliance Questionnaire.
10. A copy of the Active Status page from sam.gov showing the registration expiration date.
11. For all projects conducting new building construction or any activity taking place in a park property, submit a written concurrence from the ADECA Recreation and Conservation Program.

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12. Please note that engineering contracts must be reviewed and approved by the ADECA Engineer prior to executing contracts. Further, all bid documents for construction projects must be reviewed and approved by the ADECA Engineer prior to advertising for bids (housing, parks, and buildings are excluded). Engineering contracts and bid materials may be sent by email to christopher.perkins@adeca.alabama.gov. All construction projects will be subject to mandatory pre-bid meetings to encourage and promote economic opportunities to minorities, women, Section 3 contractors, and Section 3 residents.
13. Please note: As a condition of your grant, you will be required to comply with The Beason-Hammon Alabama Taxpayer and Citizen Protection Act, as amended. This compliance will require that for every contract or subcontract entered into as part of your CDBG project you need to do the following: 1) include the compliance language, as it appears in your grant agreement, in all contracts; 2) keep the original "Certificate of Compliance with the Beason-Hammon Alabama Taxpayer and Citizen Protection Act (Act 2011-535, as amended by Act 2012-491)" in your CDBG program files for review at monitoring; and 3) keep a copy of the "E-Verify Program for Employment Verification Memorandum of Understanding" between Homeland Security and the contractor/subcontractor. This applies to all vendors, contractors, and subcontracts, including professional services and regional planning and development commissions.

Please note that for water and sewer projects it will be necessary to forward plans and specifications to the Alabama Department of Environmental Management for review prior to advertising the project for bids. For any project, please note, other State and Federal agencies may require concurrence as part of your environmental review. All concurrences must be kept in your program files.

Your program may incur reasonable administrative costs beginning from the date of this letter to prepare the above submissions. However, no drawdowns will be permitted until the above submissions are made and the release of funds is accomplished. If for any reason, all of the submissions cannot be made during the prescribed time limit and these CDBG funds are obligated to another community, any administrative cost incurred must be borne locally by the city.

Please be advised that your program administrator will be able to access all necessary forms on the ADECA website at <http://www.adeca.alabama.gov/Divisions/ced/cdp/Pages/CDBG-Current-Forms-and-Sample-Documents.aspx> to complete the LCC requirements. Please contact our office if you would prefer a hard copy of the LCC

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documents. Be assured that our staff will assist you in every way to make your program a success. If you have any specific questions about the above submissions, please call me at (334)353-2028.

Sincerely,

A handwritten signature in cursive script, appearing to read "Al Jones".

Al Jones, Unit Chief
Statewide Initiatives

WAJ:KRC:tmn

cc: Stacy McKean, Program Administrator
Elaine Dobbs-Patterson