



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

ASSISTANT SECRETARY FOR
COMMUNITY PLANNING AND DEVELOPMENT

AUG 06 2018

Ms. Cissy Proctor
Executive Director
Department of Economic Opportunity
State of Florida
107 E. Madison Street
Tallahassee, FL 32399

Dear Ms. Proctor:

On June 29, 2018, the Department approved the State of Florida's Action Plan for the Community Development Block Grant disaster recovery (CDBG-DR) funds appropriated under P.L. 115-56. The Department allocated \$615,922,000 in CDBG-DR funds to the State for long-term recovery efforts from major storms and flooding events that occurred in 2017. This letter transmits the enclosed grant agreement for the full CDBG-DR award under grant number B-17-DM-12-0001.

The date that the Department signs the grant agreement is the date on which the funds are obligated. All funds obligated for this grant must be expended within six years of the initial obligation date. Additionally, the State's line of credit for this grant will be accessible through HUD's Disaster Recovery Grant Reporting (DRGR) system.

Please be advised that the State of Florida is required to report on its use of CDBG-DR funds outlined in the Action Plan through the DRGR system. The DRGR reporting requirements are outlined in detail in the *Federal Register* Notices as well as ongoing policy guidance. While the State has several users established in the DRGR system, please contact Mr. William Bedford, CPD Specialist, at (904) 208 6098 to have other users registered or to resolve any DRGR access issues.

If you or your staff have any questions, please contact Mr. Stanley Gimont, Deputy Assistant Secretary for Grant Programs, at (202) 708-2111.

Sincerely,

A handwritten signature in black ink, appearing to read "Neal Rackleff".

Neal Rackleff
Assistant Secretary

Enclosure(s)

Funding Approval/Agreement

Title I of the Housing and Community Development Act (Public Law 930383)
 HI-00515R of 20515R

U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Community Development Block Grant Program

OMB Approval No.
 2506-0193 (exp 5/31/2018)

1. Name of Grantee (as shown in Item 5 of Standard Form 424) State of Florida	3a. Grantee's 9-digit Tax ID Number 59-3467874	3b. Grantee's 9-digit DUNS Number 968930664
2. Grantee's Complete Address (as shown in Item 5 of Standard Form 424) Department of Economic Opportunity, Division of Community Development 107 East Madison Street Tallahassee, FL 32399-2100	4. Date use of funds may begin (mm/dd/yyyy) 09/04/2017	
	5a. Project/Grant No. 1 B-17-DM-12-0001	6a. Amount Approved \$615,922,000
	5b. Project/Grant No. 2	6b. Amount Approved

Grant Agreement: This Grant Agreement between the Department of Housing and Urban Development (HUD) and the above named Grantee is made pursuant to the authority of Title I of the Housing and Community Development Act of 1974, as amended, (42 USC 5301 et seq.). The Grantee's submissions for Title I assistance, the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), and this Funding Approval, including any special conditions, constitute part of the Agreement. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance specified here available to the Grantee upon execution of the Agreement by the parties. The funding assistance specified in the Funding Approval may be used to pay costs incurred after the date specified in item 4 above provided the activities to which such costs are related are carried out in compliance with all applicable requirements. Pre-agreement costs may not be paid with funding assistance specified here unless they are authorized in HUD regulations or approved by waiver or listed in the special conditions to the Funding Approval. The Grantee agrees to assume all of the responsibilities for environmental review, decision making, and actions, as specified and required in regulations issued by the Secretary pursuant to Section 104(g) of Title I and published in 24 CFR Part 58. The Grantee further acknowledges its responsibility for adherence to the Agreement by sub-recipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development (By Name) Neal Rackleff	Grantee Name Cissy Proctor
Title Assistant Secretary, Community Planning and Development	Title Executive Director
Signature 	Signature
Date (mm/dd/yyyy) 08/06/2018	Date (mm/dd/yyyy) 07/19/2018

7. Category of Title I Assistance for this Funding Action (check only one) <input type="checkbox"/> a. Entitlement, Sec 106(b) <input type="checkbox"/> b. State-Administered, Sec 106(d)(1) <input type="checkbox"/> c. HUD-Administered Small Cities, Sec 106(d)(2)(B) <input type="checkbox"/> d. Indian CDBG Programs, Sec 106(a)(1) <input type="checkbox"/> e. Surplus Urban Renewal Funds, Sec 112(b) <input type="checkbox"/> f. Special Purpose Grants, Sec 107 <input type="checkbox"/> g. Loan Guarantee, Sec 108 <input checked="" type="checkbox"/> h. P.L. 115-56	8. Special Conditions (check one) <input type="checkbox"/> None <input checked="" type="checkbox"/> Attached	9a. Date HUD Received Submission (mm/dd/yyyy) 05/15/2018	10. check one <input checked="" type="checkbox"/> a. Orig. Funding Approval <input type="checkbox"/> b. Amendment
		9b. Date Grantee Notified (mm/dd/yyyy) 02/09/2018	
9c. Date of Start of Program Year (mm/dd/yyyy)			

11. Amount of Community Development Block Grant			
	FY (2016)	FY ()	FY ()
a. Funds Reserved for this Grantee	\$615,922,000		
b. Funds now being Approved	\$615,922,000		
c. Reservation to be Cancelled (11a minus 11b)			

12a. Amount of Loan Guarantee Commitment now being Approved N/A	12b. Name and complete Address of Public Agency Florida Department of Economic Opportunity Caldwell Building, MS 160 107 E. Madison Street Tallahassee, FL 32399
Loan Guarantee Acceptance Provisions for Designated Agencies: The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on the above date with respect to the above grant number(s) as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it.	12c. Name of Authorized Official for Designated Public Agency Cissy Proctor Title Executive Director Signature

HUD Accounting use Only

Batch	TAC	Program Y	A	Reg Area	Document No.	Project Number	Category	Amount	Effective Date (mm/dd/yyyy)	F
	153									
	176									
		Y				Project Number		Amount		
		Y				Project Number		Amount		

Date Entered PAS (mm/dd/yyyy)	Date Entered LOCCS (mm/dd/yyyy)	Batch Number	Transaction Code	Entered By	Verified By
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Grant Special Conditions
CDBG Disaster Recovery Assistance
State of Florida
Supplemental Appropriations for Disaster Relief
Requirements, 2017
(P.L. 115-56)

1. These special conditions are attached to the Funding Approval/Agreement (form HUD-7082) between HUD and the Grantee for grant number B-17-DM-12-0001. They modify the Grant Agreement to impose the requirements on the award of Community Development Block Grant disaster recovery (CDBG-DR) funds under Public Law 115-56. By signing the grant agreement, the grantee agrees to these special conditions on the use of grant funds, as may be amended from time to time by the Secretary.
2. The submissions for assistance incorporated into the Grant Agreement include the grantee's CDBG-DR Action Plans and amendments, including the certifications, assurances, and any documentation the grantee is required to submit in advance of the award to support the Secretary's risk assessment and certification. Until grant closeout, the grantee must continue to adhere to the controls, processes, procedures, and plans in the pre-award documentation it submitted to HUD, unless amended with HUD approval.
3. The requirement of the Grant Agreement to comply with the Housing and Community Development Act of 1974, as amended, and the regulations governing the CDBG program at 24 CFR part 570 is modified to incorporate the requirements of the February 9, 2018, *Federal Register* Notice, "Allocations, Common Application, Waivers, and Alternative Requirements for 2017 Disaster Community Development Block Grant Disaster Recovery Grantees," 83 FR 5844 (as now in effect and as may be modified from time to time). The grantee agrees to comply with this Notice and any future *Federal Register* Notices that HUD publishes that apply to CDBG-DR grants under Public Law 115-56. These *Federal Register* notices impose waivers and alternative requirements and implement the requirements on the use of the CDBG-DR funds in Public Laws 115-56, 115-72, 115-123, and 115-141. Future *Federal Register* notices will apply prospectively from their applicability date, and to costs reimbursed from the grant after their applicability date, as provided in the notices and in paragraph 4.
4. The period of performance for this grant begins on [enter date HUD signed the original HUD 7082 funding approval/agreement], and ends on [6 years after HUD's execution of the grant agreement], unless HUD publishes an alternative period of performance in an applicable *Federal Register* notice. All grant funds must be expended by the end of the period of performance. Grantee may charge costs dating back to the date of the qualifying disaster (September 4, 2017) as permitted in the *Federal Register* notices referenced in paragraph 3.

5. For ease of administration, the following requirements of the February 9, 2018, *Federal Register* notice are highlighted:

- The grantee may not expend more than 5 percent of the total grant award under this grant agreement for administration and technical assistance.
- The grantee is limited to spending a maximum of 15 percent of the total grant amount on planning costs.
- The State of Florida must expend a minimum amount of \$492,737,600 (no less than 80 percent of the total grant award) in the HUD-identified most impacted and distressed areas as identified in Table 1 of the February 9, 2018, *Federal Register* Notice, as may be amended from time to time. Any funds not expended in a HUD-identified most impacted and distressed area must be expended in an area identified as most impacted and distressed by the grantee.

The grantee must expend not less than 70 percent of the grant award plus program income, less administration and planning expenditures, on activities that benefit low- and moderate-income persons.

6. Public Laws 115-72, 115-123, and 115-141 impose additional requirements on the use of funds made available by Public Law 115-56, and therefore, the grantee agrees to adhere to the following requirements on the use of grant funds:

- **Additional requirements for the comprehensive disaster recovery website.** The February 9, 2018, *Federal Register* notice requires all grantees to maintain a comprehensive disaster recovery website. In addition to the website content described in the February 9, 2018, notice, grantees must maintain information containing common reporting criteria established by the Department that permits individuals and entities awaiting assistance and the general public to see how all grant funds are used, including copies of all relevant procurement documents, grantee administrative contracts and details of ongoing procurement processes, as determined by the Secretary. HUD will post guidance related to this requirement on the HUD exchange website.
- **Underwriting.** CDBG funds may not be provided to a for-profit entity pursuant to section 105(a)(17) of the Act unless such activity or project has been evaluated and selected in accordance with Appendix A to 24 CFR 570 - "Guidelines and Objectives for Evaluating Project Costs and Financial Requirements."
- **Limitation on use of funds for eminent domain.** The grantee shall ensure that no CDBG funds are used to support any Federal, State, or local projects that seek to use the power of eminent domain, unless eminent domain is employed only for a public use. For the purposes of this requirement, public use shall not be construed to include economic development that primarily benefits private entities. Any use of funds for mass transit, railroad, airport, seaport or highway projects as well as utility projects which benefit or serve the general public (including energy-related, communication-related, water- related and wastewater-related infrastructure), other structures designated for use by the general public or which have other common-carrier or public-utility functions that serve the general public and are subject to regulation and oversight by the government, and

projects for the removal of an immediate threat to public health and safety or brownfield as defined in the Small Business Liability Relief and Brownfields Revitalization Act (Public Law 107-118) shall be considered a public use for purposes of eminent domain.

7. The Recipient shall attach a schedule of its indirect cost rate(s) in the format set forth below to the executed Agreement that is returned to HUD. The Recipient shall provide HUD with a revised schedule when any change is made to the rate(s) described in the schedule. The schedule and any revisions HUD receives from the Recipient shall be incorporated herein and made a part of this Agreement, provided that the rate(s) described comply with 2 CFR part 200, subpart E.

<u>Administering</u>	<u>Indirect cost rate</u>	<u>Direct</u>
<u>Department/Agency</u>		<u>Cost Base</u>
U.S. Department of Labor Statistics	49.0161 %	Total direct salaries and wages including all applicable fringe benefits
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____

Instructions: The Recipient must identify each agency or department of the Recipient that will carry out activities under the grant, the indirect cost rate applicable to each department/agency (including if the de minimis rate is used per 2 CFR §200.414(f)), and the type of direct cost base to which the rate will be applied (for example, Modified Total Direct Costs (MTDC)). Do not include indirect cost rates for subrecipients.

8. In addition to the conditions contained on form HUD 7082, the grantee shall comply with requirements established by the Office of Management and Budget (OMB) concerning the Dun and Bradstreet Data Universal Numbering System (DUNS), the System for Award Management (SAM.gov), and the Federal Funding Accountability and Transparency Act as provided in 2 CFR part 25, Universal Identifier and Central Contractor Registration, and 2 CFR part 170, Reporting Subaward and Executive Compensation Information.