

# **HOME-American Rescue Plan (ARP)**

## *ALLOCATION PLAN*

City of Hampton, VA

March 8, 2023

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## Executive Summary

In 2021, Congress appropriated \$5 billion in ARP funds to be administered through HOME Investment Partnerships (HOME) program to address the need for homelessness assistance and supportive services within communities. The City of Hampton was allocated \$1,954,965 in HOME-ARP funds to support eligible activities for qualifying populations. In order to expend HOME-ARP funds, the City must develop and submit an Allocation Plan to HUD for review and approval. The approved Allocation Plan will become a substantial amendment to the City's PY 2021-2022 Annual Action Plan.

During the formulation of the Allocation Plan, the City consulted with Continuum of Care (CoC) and non-CoC organizations serving Hampton and the Peninsula of Hampton Roads. A virtual consultation was held on January 17, 2022 soliciting feedback regarding the prioritization of both eligible activities and qualifying populations.

In order of priority, the following eligible activities were identified:

- (1) Creation of Affordable Housing,
- (2) Expanding McKinney-Vento and homelessness prevention related supportive services,
- (3) Improving landlord-tenant relations that increase housing accessibility.

The City identified the following preferences to serve qualifying populations - in order of priority:

- (1) Homeless,
- (2) At-risk of homelessness,
- (3) Family homelessness and those at greatest risk of homelessness, and
- (4) Households fleeing/attempting to flee violence.

The needs assessment and gap analysis uncovered the following:

- Between 2012 and 2022, the number of people receiving homeless assistance in Hampton grew from 645 in 2012 to 1,158 in 2021-22, which is an increase of 44%.
- The number of households without children (single adults) increased significantly over the past ten years, from 58% in 2012 to 88% in 2021-22, while families with children reduced by 26% over the same period.
- According to data from the Housing Crisis Hotline, the number of callers who claimed to be at imminent risk of homelessness (within 2 weeks) ranged between 12% – 18% of total calls placed in the past two years.

- Non-profit organizations shared they are experiencing a greater difficulty in finding housing units available that are affordable, safe, and sanitary.
- Non-profits and local authorities working to create affordable housing units are faced with increased challenges due to rising housing values, increased market demand, and increased cost of materials/labor.
- Stakeholders managing housing vouchers expressed the greatest challenges are in finding units and in staff capacity to provide supportive services as demands for service have outpaced organizational growth.

To address the needs identified in this planning process, the City of Hampton will direct HOME-ARP funds towards (1) the development and support of affordable housing; (2) supportive services targeting homelessness, food supplementation and rental assistance; and (3) non-profit operational costs related to implementation of HOME-ARP initiatives. To effectively distribute the funds, the City of Hampton will seek applications from service providers whose mission aligns with the above eligible activities the City wishes to pursue.



## Introduction

The City of Hampton was allocated \$1,954,965 in HOME-American Rescue Plan (HOME-ARP) funds to support eligible activities for qualifying populations. In order to expend HOME-ARP funds, the City must develop and submit an Allocation Plan to the U.S. Department of Housing and Urban Development (HUD) for review and approval. The approved Allocation Plan will become a substantial amendment to the City's PY 2021-2022 Annual Action Plan.

The following entities are responsible for preparing the Allocation Plan and responsible for administering the HOME-ARP funding.

Table 1 - Responsible Agencies

Agency Role	Agency Name	Department
HOME-ARP Recipient	City of Hampton	Community Development
HOME-ARP Administrator	City of Hampton	Community Development

## HOME-ARP Eligible Activities and Qualifying Populations

HUD's Notice CPD-2 1-10 details the requirements for the use of funds in the HOME-ARP program. The City of Hampton is one of 651 jurisdictions awarded funding to support activities that primarily benefit qualifying individuals or families who are homeless, at risk of homelessness, or in other vulnerable populations. HUD Notice CPD-21-10 describes the four (4) eligible activities along with the qualifying populations (individuals or families) that are able to benefit from the funding.

The four (4) eligible activities are:

1. Development and support of affordable housing;
2. Tenant-based rental assistance (TBRA);
3. Provision of supportive services; and
4. Acquisition and development of non-congregate shelter units.

Qualifying individuals or families as those that are:

1. Homeless, as defined in section 103(a) of the McKinney-Vento Homeless Assistance Act, as amended (42 U.S.C. 11302(a)) (McKinney-Vento");
2. At risk of homelessness, as defined in section 401 of McKinney-Vento;
3. Fleeing, or attempting to flee domestic violence, dating violence, sexual assault, stalking, or human trafficking;

4. Part of other populations where providing supportive services or assistance would prevent a family's homelessness or would serve those with the greatest risk of housing instability; or
5. Veterans and families that include a veteran family member that meet the criteria in one of (1)-(4) above.

## The Consultation Process

*In the development of its allocation plan, a PJ must consult with the CoC(s) serving the jurisdiction's geographic area, homeless and domestic violence service providers, veterans' groups, public housing agencies (PHAs), public agencies that address the needs of the qualifying populations, and public or private organizations that address fair housing, civil rights, and the needs of persons with disabilities, at a minimum. Local PJs must consult with all PHAs (including statewide or regional PHAs) and CoCs serving the jurisdiction.*

### Summarize the consultation process:

The City of Hampton convened a meeting with core service providers in Hampton in November 2022 to discuss the HOME-ARP funding requirements and potential needs and trends in services across the Peninsula. This planning team included representatives from the following agencies:

1. Hampton Department of Human Services
2. Hampton Redevelopment & Housing Authority
3. The United Way of the Virginia Peninsula
4. The Planning Council
5. HELP, Inc (Hampton Ecumenical Lodgings and Provisions, Inc.)

Understanding that HOME-ARP funds had to be utilized for "qualifying populations," given the activities deemed eligible by HUD, the overall goal was to target activities that would favorably impact homelessness and the prevention of homelessness in the community. The planning team assisted in compiling population data for the Allocation Plan, identifying agencies to consult in the planning process, and recommending preferences for funding.

The initial areas of concern were gaps in supportive services to prevent homelessness, limited access to housing crisis support, limited availability of housing in areas of opportunity, and increased need for eviction diversion and prevention.

The City of Hampton and the planning team identified agencies and non-profit organizations whose mission aligns with the activities deemed eligible by HUD for HOME-ARP funding. The organizations contacted were:

1. Hampton Department of Human Services
2. Hampton Redevelopment & Housing Authority



3. Greater Virginia Peninsula Homelessness Consortium (CoC)
4. The Planning Council
5. Housing Development Corporation of Hampton Roads
6. HELP
7. United Way of the Virginia Peninsula
8. Virginia Supportive Services
9. Hampton-Newport News Community Services Board

Each non-profit organization received a questionnaire and was asked a series of questions to determine how they would prioritize opportunities to support efforts through the HOME-ARP funding.

A 21-day comment period was advertised on January 5, 2023. All comments were due no later than 5:00 p.m. on January 26, 2023.

A virtual Public Meeting was held via Zoom on Tuesday, January 17, 2023. The purpose of the meeting was to obtain feedback from service providers targeting “qualifying populations” their thoughts on how to best utilize HOME-ARP funds for eligible activities. Invitees included the nine (9) organizations listed above along with 39 member organizations that make up the Greater Virginia Peninsula Homelessness Consortium (GVPHC).

The City staff shared information with participants that included the following: (1) Overview of Hampton’s HUD Entitlement Programs, (2) HOME-ARP overview, (3) eligible activities, (4) qualifying populations, (5) a discussion with participants on HOME-ARP initiatives they deemed most important, and (6) next steps going forward.

Twenty individuals registered to attend the virtual Public Meeting, of the 20 registered, 14 participants attended the virtual meeting.

The participants discussed the need for additional units in areas of opportunity across the Peninsula and a concern around preventing/mitigating the impacts of homelessness as the highest priorities.

#### Top Eligible Activities

1. Development and support of affordable rental housing
2. Preventative and supportive services

### Top Qualifying Populations

1. Homeless
2. At-risk of homelessness

The City of Hampton will submit the Home-ARP Allocation Plan to the U.S. Department of Housing & Urban Development (HUD), which will be an amendment to our PY2021 Annual Action Plan.

List the organizations consulted, and summarize the feedback received from these entities.

Agency/Org Consulted	Agency/Org Description	Method of Consultation	Summary of Feedback
Greater Virginia Peninsula Homelessness Consortium (CoC)	GVPHC is a regional body comprised of six separate political jurisdictions working to prevent homelessness in the peninsula area of Hampton Roads. Agencies that participate in the CoC serve a variety of populations including domestic violence, veteran, and persons with disabilities.	Planning Team & Contributor of the Needs Assessment and Gap Analysis	Provided detailed summary of the qualified populations and the CoC's efforts to address homelessness and assist those in need of shelter.
Hampton Department of Human Services	The City of Hampton's primary division responsible for coordinating services to prevent and address homelessness.	Online Survey, Consultation Meeting, and Planning Team	Two greatest challenges facing services is a lack of affordable units and limited staffing to support unique client needs. Staffing limitations create a lack of access when it is needed most. Solutions need to avoid creating too many steps to go through to get residents the urgent assistance needed.
Hampton Redevelopment & Housing Authority	Public Authority providing low income housing opportunities and certified housing counseling services.	Online Survey, Consultation Meeting, and Planning Team	Residents face a need for increases in rental subsidy standards for units to address a lack of quality affordable housing units.
United Way of the Virginia Peninsula	Collective Impact Agency bringing our community together to create Pathways out of Poverty, including addressing housing insecurity for ALICE households.	Online Survey, Consultation Meeting, and Planning Team	Service organizations need additional staff capacity and more flexible financial resources for clients. Residents are in need of expanded assistance to be able to afford paying barrier bills. There is a lack of financial assistance for household 30%-80% AMI
Bacon Street Youth & Family Services	Youth and families struggling with substance use disorders	Online Survey and Consultation Meeting	Not having enough resources/housing opportunities.



Agency/Org Consulted	Agency/Org Description	Method of Consultation	Summary of Feedback
Hampton-Newport News CSB	HNNCSB is a non-profit extension of the locality to provide behavioral health services to the residents	Online Survey and Planning Team	The greatest needs for qualified populations are affordable housing and sufficient rental subsidies. The majority of people we are serving are at or below 14% AMI. Many people we serve are homeless but also have criminal histories due to their mental illnesses. Funds are needed to prevent evictions, support related services, housing stabilization services and staff.
HELP	HELP is the main service provider for Hampton's homeless population, providing thermal and emergency shelter, day support services, comprehensive case management services, food pantry, and low-cost dental services.	Online Survey, Consultation Meeting, and Planning Team	There is a need for additional case managers that meet with homeless in the streets, day centers or thermal sheltering sites. Additionally, needs exist for expanded services designed for the long-term street homeless/chronic homeless including rental assistance for such customers. Once housed, intensive case management that assist with turning on mainstream benefits to include SSI or SSA-DI applications. Access to on-site services--clients have to go to too many different places to receive the myriad of services needed to stabilize their situations.
Housing Development Corporation of Hampton Roads (HDCofHR)	Non-Profit: Acquisition and rehab of housing to rent to low-income individuals and families, the homeless and the disabled	Online Survey	Clients are facing an inability to meet increases in rent and find affordable housing units. Need additional funding to acquire and rehab units due to higher costs from market impacts and material cost increases.
Virginia Supportive Housing	PSH for chronically homeless single adults.	Online Survey	Fair Market Rent Standards aren't aligning with the current rate of rent. Residents are in need for affordable rent opportunities and long-term housing assistance.
The Ezer Initiative	Serve the residence of Hampton in Newport news by way of our food pantry, large annual outreach, events, emergency, service, provision, and various housing programs.	Online Survey	Residents face reduced ability to direct lease due to prior judgments and poor rental history. Most housing that meets fair market rent rates are in less than favorable neighborhoods. Landlords and property manager are willing to rent to vulnerable populations. There is greater need for ongoing person-centered, case management, and supportive services due to high caseloads and few case managers.
Four Oaks Day Center / NN DHS	One-stop service center supporting and connecting those experiencing homeless to comprehensive community services	Online Survey	Not enough affordable housing that is acceptable i.e. not sharing a room with someone for \$750 per month

## Public Participation

*Participating jurisdictions (PJs) must provide for and encourage citizen participation in the development of the HOME-ARP allocation plan. Before submission of the plan, PJs must provide residents with reasonable notice and an opportunity to comment on the proposed HOME-ARP allocation plan of no less than 15 calendar days. The PJ must follow its adopted requirements for “reasonable notice and an opportunity to comment” for plan amendments in its current citizen participation plan. In addition, PJs must hold at least one public hearing during the development of the HOME-ARP allocation plan and prior to submission.*

*For the purposes of HOME-ARP, PJs are required to make the following information available to the public:*

- *The amount of HOME-ARP the PJ will receive,*
- *The range of activities the PJ may undertake.*

*Describe the public participation process, including information about and the dates of the public comment period and public hearing(s) held during the development of the plan:*

### Public Meeting (Virtual)

Public comment period: January 5, 2023 to January 20, 2023

Public meeting: January 17, 2023 – Virtual Stakeholder Consultation

The purpose of the public meeting (virtual) was to provide an overview of HOME-ARP funding. A presentation was prepared and highlighted the following:

- Overview of City of Hampton HUD Entitlement Programs
- Overview of HOME-ARP and its purpose
- The amount of funding received by the City of Hampton (VA)
- The four (4) eligible activities able to utilize HOME-ARP funding
- The five (5) qualifying populations able to benefit from HOME-ARP funding
- A timetable of detail next steps
- Participants were asked to provide insights on critical needs and gaps in services

### Public Hearing:

Public comment period: February 5, 2023 to March 8, 2023

Public meeting: March 8<sup>th</sup>, 2023 – City Council Legislative Session Public Hearing

The purpose of the public hearing was to brief the local elected officials and obtain final comments of HOME-ARP funding. A presentation was prepared and highlighted the following:

- Overview of City of Hampton HUD Entitlement Programs



- Overview of HOME-ARP and its purpose
- The amount of funding received by the City of Hampton (VA)
- The four (4) eligible activities able to utilize HOME-ARP funding
- The five (5) qualifying populations able to benefit from HOME-ARP funding
- A timetable of detail next steps
- A summary of comments received thus far
- Final public comment will be accepted at the meeting

Describe any efforts to broaden public participation:

Virtual presentation participants were encouraged to share the presentation with other non-profit organizations either unaware or unable to attend. Draft plan documents were placed at the libraries and in City Hall for public review and comment.

*A PJ must consider any comments or views of residents received in writing, or orally at a public hearing, when preparing the HOME-ARP allocation plan.*

Summarize the comments and recommendations received through the public participation process:

The comments received throughout the process expressed concern over the highly competitive housing market that persists and the lack of staff capacity to provide quality, wrap-around services that adequately ensures households stay safe and housed and/or are rapidly rehoused. Much concern was expressed for a lack of access to current housing due to poor credit histories, mental health conditions, criminal histories, or lack of consistent income. Stakeholders expressed a desire to have centralized service opportunities that are sensitive to surrounding community perceptions while avoiding fostering concentrations of households whose income was below the poverty limit. Agencies that work to place residents in housing opportunities cited challenges in finding housing that was affordable but also decent and safe housing. Comments reflected a need for impactful and proven solutions and using the funding to advance support that is not currently available now. The desire was that funds would address both the need for units and the need for services.

Summarize any comments or recommendations not accepted and state the reasons why:

All comments were accepted.

## Needs Assessment and Gaps Analysis

*PJs must evaluate the size and demographic composition of qualifying populations within its boundaries and assess the unmet needs of those populations. In addition, a PJ must identify any gaps within its current shelter and housing inventory as well as the service delivery system. A PJ should use current data, including point in time count, housing inventory count, or other data available through CoCs, and consultations with service providers to quantify the individuals and families in the qualifying populations and their need for additional housing, shelter, or services. The PJ may use the optional tables provided below and/or attach additional data tables to this template.*

**OPTIONAL Homeless Needs Inventory and Gap Analysis Table**

Homeless													
	Current Inventory					Homeless Population				Gap Analysis			
	Family		Adults Only		Vets	Family HH (at least 1 child)	Adult HH (w/o child)	Vets	Victims of DV	Family		Adults Only	
	# of Beds	# of Units	# of Beds	# of Units	# of Beds					# of Beds	# of Units	# of Beds	# of Units
Emergency Shelter	39	11	20	20	0								
Transitional Housing	22	6	2	2	0								
Permanent Supportive Housing	7	3	127	127	586								
Other Permanent Housing	36	9	15	15	1								
Sheltered Homeless						51	83	10	17				
Unsheltered Homeless						0	8	0	0				
<b>Current Gap</b>										250	75	#	#

**Suggested Data Sources:** 1. Point in Time Count (PIT); 2. Continuum of Care Housing Inventory Count (HIC); 3. Consultation

While Hampton hosts 104 beds for families, a total of 281 persons in 89 families went through the Coordinated Entry system, indicating a much bigger need for both family beds and units. Rapid Rehousing programs, followed by Permanent Supportive Housing, are the critical needs to stabilize these family households.

For single adults, 733 were served in homeless programs in 2021-22. 185 went through the Coordinated Entry System and many are still on waiting lists for Rapid Rehousing and Permanent Supportive Housing. The total bed count of 164 severely falls short of the real need for single adults experiencing homelessness.



***Describe the size and demographic composition of qualifying populations within the PJ's boundaries:***

***Homeless as defined in 24 CFR 91.5***

Based on annual data from the Homeless Management for Hampton, between 2012 and 2022, the number of people receiving homeless assistance in Hampton grew from 645 in 2012 to 1,158 in 2021-22, which is an increase of 44%. Part of this increase may be due to improved outreach and identification of persons experiencing homelessness. However, national estimates report that homelessness steadily decreased overall by 7% from 2012 to 2020 (latest data available). Further, in 2022, the average rent for a 1-Bedroom unit in Hampton rose by 9% from the previous year, putting more households at risk of homelessness.

The number of households without children (single adults) increased significantly over the past ten years, from 58% in 2012 to 88% in 2021-22, while families with children reduced by 26% over the same period. By comparison, nationally, the number of homeless single adults increased by 7% and households with children decreased by 28%.

Hampton, as part of the Greater Virginia Peninsula Homelessness Consortium, is required to work within a Coordinated Entry System with all other homeless service providers, utilizing a standard assessment tool to prioritize the most vulnerable households to match to appropriate housing and service options. In 2022, 185 single adults and 83 families were assessed through CES and either matched to housing or are on a waiting list currently. 43% are female and 57% are male. 42 single adults and 9 families are veterans. While the total of single adults held steady from the previous year, families more than doubled from the 40 in 2021 to 83 in 2022.

Homeless children under age 18 and adults between 35-54 have been the largest age groups experiencing homelessness over the past ten years. However, the number of homeless persons over age 55 continues to make up a larger share of the homeless population nationwide as well as in Hampton. A recent report from the National Alliance to End Homelessness notes that fixed incomes, rising housing costs and job loss due to the Great Recession and the COVID-19 pandemic puts older adults at greater risk than other age groups for becoming homeless.

Over the past ten years, the majority of persons experiencing homelessness in Hampton have been Black/African American, and the increase was from 65% to 71% most recently. This was followed by White, which decreased from 23% to 18%. Persons who are Multiracial increased from 3% to 7%, and Other (which includes Asian, American Indian/Native Alaskan, and Native Hawaiian/Pacific Islander) decreased from 9% to just 4% of the total served. Nationally and locally, Black/African American persons experience homelessness at a proportionally higher rate than other races. The percent of Hispanic persons (of any race) has ranged between 3% and 4% of the total.

### ***At Risk of Homelessness as defined in 24 CFR 91.5***

According to data from the Housing Crisis Hotline, the number of callers who claimed to be at imminent risk of homelessness (within 2 weeks) ranged between 12% – 18% of total calls placed in the past two years. This indicates a need for Prevention funding to address the high eviction rates in Hampton.

In addition, between 2020 and 2022, just under \$43 million of rental assistance was provided to 8,196 households through the Rent Relief Program managed by the Virginia Department of Housing and Community Development. Of the 8,196 rental assistance payments, 67% went to households at or below 30% AMI, 17% went to households between 31%-50% AMI, and 15% went to households between 51%-80% AMI. Of the total assistance, 36% went to single individuals, 19% went to adult only households, and 45% went to households with children under age 18. The racial composition of these at-risk callers was 73% Black/African American, 14% White, and 13% Other Race/Race Unknown.

### ***Fleeing, or Attempting to Flee, Domestic Violence, Dating Violence, Sexual Assault, Stalking, or Human Trafficking, as defined by HUD in the Notice***

The number of persons experiencing homelessness in Hampton who reported a history of domestic violence has increased from 6% of the city's adult homeless population in 2012 to 10% of the adult homeless population in 2021-22.

### ***Other populations requiring services or housing assistance to prevent homelessness and other populations at greatest risk of housing instability, as defined by HUD in the Notice***

For other populations, the biggest increase was among those defined as chronic homeless. They increased from only 3% to 21% over the past ten years. Chronic homelessness refers to those who have been homeless for at least a year, or for four episodes within the past three years, while also struggling with a serious mental illness, substance use disorder, or physical disability. Further, over the past decade, nearly 40% of homeless persons in Hampton have reported one or more serious health condition. These include mental health issues, which are the most frequently reported concerns, physical disabilities, and chronic health conditions. Fewer people report drug or alcohol abuse, just 7% of the city's adult homeless population, and these issues may be under-reported.

Additionally, the number of veterans served increased from 13% to 18%. Persons reporting a mental health disorder only increased slightly, from 2% to 3.5%.

### ***Describe the unmet housing and service needs of qualifying populations:***

#### ***Homeless as defined in 24 CFR 91.5***

In 2022, just over 1,400 persons were identified as experiencing homelessness in Hampton, with 46% being persons in families and the other 54% in single adult households. 19% were in emergency shelter



while the other 81% were living in places not meant for human habitation (streets/sidewalks, vehicles, abandoned buildings, etc.) 15% identified as veterans and had the most options for housing placement due to the large VASH program managed by the Hampton Veterans Affairs Medical Center. 587 VASH beds were available to qualifying homeless veterans in 2022.

***At Risk of Homelessness as defined in 24 CFR 91.5***

10,780 different persons called the Housing Crisis Hotline over the past year from the Virginia Peninsula inquiring about housing assistance. They were categorized as at risk of homelessness or housed but requesting services. Research shows that around 80% of households seeking homeless prevention resources can resolve the situation, either by moving in with family/friends, moving to a more affordable housing unit, or mediation with the landlord that often involves a payment plan. However, the severe lack of affordable housing units, coupled with the economic situation related to the pandemic is demonstrating a much bigger need for prevention and earlier intervention.

***Fleeing, or Attempting to Flee, Domestic Violence, Dating Violence, Sexual Assault, Stalking, or Human Trafficking, as defined by HUD in the Notice***

Hampton hosts one domestic violence provider – Transitions Family Violence Services. They have emergency shelter available for families (19 beds) and singles (8 beds). Other service provider agencies can serve Hampton residents fleeing DV when there are beds available. The unmet housing need for families experiencing domestic violence varies greatly on a week-by-week basis, but over the past 12-month period, 113 persons reported fleeing domestic violence as their reason for being homeless. This affects both single and family households; therefore, the appropriate number of units and types of services should be tailored for the household type within this special population.

***Other populations requiring services or housing assistance to prevent homelessness and other populations at greatest risk of housing instability as defined by HUD in the Notice***

Both homeless veterans and chronic homeless individuals have increased in the city over the past ten years. Outreach services have also increased and therefore the service providers have more contact with these individuals. Permanent Supportive Housing is often the most appropriate housing option for individuals and families experiencing chronic homelessness as they need longer-term supportive services.

There are PSH units available for individuals experiencing homelessness, but none for families unless someone in the households has HIV/AIDS. Establishing at least one SRO with the wrap-around services on-site would address the need for many homeless, including chronic homeless and veterans. Likewise, increasing rapid rehousing units for those not requiring intensive case management would also go far in reducing the need for a large emergency shelter for individuals.

Identify and consider the current resources available to assist qualifying populations, including congregate and non-congregate shelter units, supportive services, TBRA, and affordable and permanent supportive rental housing:

The Greater Virginia Peninsula Homelessness Consortium (GVPHC) is the local Consortium of Care which focuses on addressing the area's homelessness needs by offering Permanent Supportive Housing Renewals, Rapid Re-housing, Emergency Shelter, and Prevention programs. The GVPHC also coordinates with local non-profits and churches to ensure there are thermal shelters for those who may need it in Hampton. The Service Coordination and Assessment Network (SCAAN) is a subcommittee of GVPHC. This subcommittee is composed of social/human service departments, housing providers, and other agencies within the Continuum of Care (CoC) who are available to assist persons in need with access to support services that include but are not limited to wrap-around support services, shelter exits, and prioritize veterans and those chronically homeless.

Although there is not currently an emergency shelter in Hampton, there are many non-profits in the Hampton area that focus on the needs of homeless persons. The GVPHC specifically provides transitional housing needs for those who are homeless. The City of Hampton will continue to support the Continuum of Care's efforts to provide emergency shelter, transitional housing, permanent supportive housing, and other permanent housing opportunities. The City of Hampton's Department of Human Services which manages the Greater Virginia Peninsula Homelessness Consortium (GVPHC) focuses on Permanent Supportive Housing Renewals, Rapid Re-housing, Emergency Shelter, and Prevention programs. An additional source of resources specific to homelessness in Hampton, the Hampton Roads Ecumenical Lodgings and Provisions, Inc. (HELP) is a non-profit whose mission is to ensure people have access to shelter, healthcare, and support. HELP works to ensure the people who need help the most in the Hampton area are provided for.

***Identify any gaps within the current shelter and housing inventory as well as the service delivery system:***

As described above, the greatest housing needs within the city of Hampton are for single adults facing homelessness (91 identified in the 2022 Point in Time Count) followed by families (51 persons in families in 2022). Prioritizing permanent supportive housing and rapid rehousing provides permanent housing options for long-term stabilization and reduces recidivism.

Emergency shelter for families is not adequate to meet the demand with only three available beds. Establishing non-congregate shelter options for at least 10 more families is needed.

To decrease the long length of stay in shelters, more permanent supportive housing and rapid rehousing options are needed. This will also stabilize many households and severely reduce the recidivism rate of homelessness.



Affordable housing units for 30 – 50% Area Median Income households is very much lacking and must be addressed for those working and living in Hampton. The wait list for public housing is over 3,000 at HRHA and demonstrates the need for low-income households who choose to live and raise their families in Hampton. Developing workforce housing for Hampton public school teachers and other public servants is one way to address this gap.

Hampton and Newport News lack a permanent emergency shelter with sufficient beds for individuals and families experiencing shelter outside of the HELP, Hampton-Newport News Community Services Board, and LINK that offer beds and motel stays whenever possible. Rapid Rehousing and Permanent Supportive Housing units is an ongoing gap considering the annual demand for services. The RRH and PSH programs currently funded by federal and state agencies have remains fairly consistent as needs have continued to increase.

While rental assistance and housing voucher programs have increased, there continues to be significant disparities in the range where housing is located. Within the region, older cities carry more of the share of affordable housing due to their older and smaller housing stock. The lack of housing in localities with higher income mobility and nearest to neighborhood services and employment centers continues to be a challenge. There is also a consistent gap in housing navigation and landlord outreach within the homeless continuum of care to secure properties and landlords willing to rent to vulnerable populations and households with barriers and negative credit histories.

***Under Section IV.4.2.ii.G of the HOME-ARP Notice, a PJ may provide additional characteristics associated with instability and increased risk of homelessness in their HOME- ARP allocation plan. These characteristics will further refine the definition of “other populations” that are “At Greatest Risk of Housing Instability,” as established in the HOME- ARP Notice. If including these characteristics, identify them here:***

No additional characteristics

***Identify priority needs for qualifying populations:***

1. Permanent Supportive Housing for both families and single adults
2. Rapid Rehousing programs for both families and single adults
3. Emergency Shelter for both families and single adults
4. Medical respite programs for single adults
5. Housing navigation support and landlord outreach
6. Supportive and Prevention Services

***Explain how the PJ determined the level of need and gaps in the PJ's shelter and housing inventory and service delivery systems based on the data presented in the plan:***

The data analyzed to determine housing needs was gathered from:

- 1) The Homeless Management Information System (CoC APR reports)
- 2) 2022 Point in Time Count
- 3) 2022 Housing Inventory Count
- 4) 2022 Coordinated Entry Prioritization List
- 5) Prioritization and goals discussion conducted by the Leadership Team
- 6) Input from stakeholder agencies during the consultation process

## **HOME-ARP Activities**

Describe the method for soliciting applications for funding and/or selecting developers, service providers, subrecipients and/or contractors and whether the PJ will administer eligible activities directly:

Upon approval of the Allocation Plan, the City of Hampton will conduct a Request for Proposal (RFP) process to solicit applications for HOME-ARP funding. Non-profit organizations whose mission/purpose is in alignment with the Allocation Plan approved HOME-ARP eligible activities will be invited to submit their request for funding. The City of Hampton will utilize their existing database to reach these non-profit organizations. Interested parties will have four (4) weeks to submit their funding requests. Program guidelines will be established prior to the commencement of the application process.

If any portion of the PJ's HOME-ARP administrative funds were provided to a subrecipient or contractor prior to HUD's acceptance of the HOME-ARP allocation plan because the subrecipient or contractor is responsible for the administration of the PJ's entire HOME-ARP grant, identify the subrecipient or contractor and describe its role and responsibilities in administering all of the PJ's HOME-ARP program:

There were no HOME-ARP administrative funds provided to a subrecipient or a contractor prior to HUD's acceptance of the Allocation Plan.

PJs must indicate the amount of HOME-ARP funding that is planned for each eligible HOME-ARP activity type and demonstrate that any planned funding for nonprofit organization operating assistance, nonprofit capacity building, and administrative costs is within HOME-ARP limits. The following table may be used to meet this requirement.



## Use of HOME-ARP Funding

	Funding Amount	Percent of the Grant	Statutory Limit
Supportive Services	\$ 1,057,220		
Acquisition and Development of Non-Congregate Shelters	\$ 0		
Tenant Based Rental Assistance (TBRA)	\$ 0		
Development or Support of Affordable Rental Housing	\$ 800,000		
Non-Profit Operating	\$ 97,745	4.9%	5%
Non-Profit Capacity Building	\$ 0	0%	5%
Administration and Planning	\$ 0	0%	15%
Total HOME ARP Allocation	\$ 1,954,965		

### Additional narrative, if applicable:

During the public comment period, respondents expressed support for the creation of non-congregate shelter as an eligible activity funded with HOME-ARP funds. While HOME-ARP funds are available to initially support this activity, there is not enough funding on an ongoing basis to support operations. Additionally, the City has supported the work of partner agencies to provide day shelter access and continues to evaluate the establishment of an overnight shelter.

Respondents also expressed the priority to address the need for additional supportive services for households that qualify under McKinney Vento guidelines including landlord tenant liaisons.

Describe how the characteristics of the shelter and housing inventory, service delivery system, and the needs identified in the gap analysis provided a rationale for the plan to fund eligible activities:

#### Eligible Activity to be Funded with HOME-ARP:

Development or support of affordable rental housing

1. The six (6) jurisdictions that comprise the Greater VA Peninsula Homelessness Consortium (GVPHC) experienced a 30% increase in the Point in Time (PIT) count in January 2022 vs. January 2021.
2. Rising home values have made the purchasing process more competitive and more expensive for affordable housing providers.
3. Rising rental rates have priced out some renters from obtaining affordable housing.

#### Eligible Activity to be Funded with HOME-ARP:

Supportive Services

1. Increase in the number of individuals and families needing homeless related services.
2. Increase in rental rates
3. Provide follow-up services for those in need of services

## HOME-ARP Production Housing Goals

Estimate the number of affordable rental housing units for qualifying populations that the PJ will produce or support with its HOME-ARP allocation:

It is estimated the number of affordable rental housing units developed or supported using HOME-ARP funding will be five (5). This assumes \$800,000 is allocated to the eligible activity supporting the “development or support of affordable rental housing” with an estimated cost of \$160,000.00 per property for acquisition, rehabilitation, and/or new construction.

Describe the specific affordable rental housing production goal that the PJ hopes to achieve and describe how it will address the PJ’s priority needs:

The City of Hampton has an initial goal to develop or support at least five (5) affordable rental housing units. The development or support of the affordable rental housing units would be based on partnering with a local non-profit or authority as providers of quality, affordable rental housing. Five units will not fully address the housing needs of the qualified populations. The five units will provide opportunities for five households to have stable and affordable housing that would like by limited in accessing services otherwise.

## Preferred Eligible Activities and Qualifying Populations

Identify whether the PJ intends to give preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project:

Preferences cannot violate any applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a).

PJs are not required to describe specific projects to which the preferences will apply.

The City of Hampton will not give preference to a qualifying population or subpopulation for an eligible activity using HOME-ARP funds.

If a preference was identified, explain how the use of a preference or method of prioritization will address the unmet need or gap in benefits and services received by individuals and families in the qualifying population or category of qualifying population, consistent with the PJ’s needs assessment and gap analysis:

N/A

If a preference was identified, describe how the PJ will use HOME-ARP funds to address the unmet needs or gaps in benefits and services of the other qualifying populations that are not included in the preference:

N/A



## HOME-ARP Refinancing Guidelines

*If the PJ intends to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds, the PJ must state its HOME-ARP refinancing guidelines in accordance with 24 CFR 92.206(b). The guidelines must describe the conditions under which the PJ will refinance existing debt for a HOME-ARP rental project, including:*

- Establish a minimum level of rehabilitation per unit or a required ratio between rehabilitation and refinancing to demonstrate that rehabilitation of HOME-ARP rental housing is the primary eligible activity
  - o The City of Hampton will not use HOME-ARP funds to refinance existing debt secured by multifamily rental housing.
- Require a review of management practices to demonstrate that disinvestment in the property has not occurred; that the long-term needs of the project can be met; and that the feasibility of serving qualified populations for the minimum compliance period can be demonstrated.
  - o N/A
- State whether the new investment is being made to maintain current affordable units, create additional affordable units, or both.
  - o N/A
- Specify the required compliance period, whether it is the minimum 15 years or longer.
  - o N/A
- State that HOME-ARP funds cannot be used to refinance multifamily loans made or insured by any federal program, including CDBG.
  - o N/A
- Other requirements in the PJ's guidelines, if applicable:
  - o N/A

Version	Summary of Steps to be Taken	
1	Published DRAFT - Allocation Plan for Public Comment	02-3-2023 (Ad in Daily Press 2-6-23)
	Conducted Public Hearing for DRAFT - Allocation Plan	03-08-2023
	Public Comment Period Ends	03-08-2023
	Send to HUD for Review and Approval	03-24-2023
	Obtain HUD Approval	TBD

### **Contact Information**

Jonathan McBride  
Division Manager  
Community Development  
Department  
City of Hampton  
5<sup>th</sup> Floor, 22 Lincoln Street  
Hampton, VA 23669  
[jmcbride@hampton.gov](mailto:jmcbride@hampton.gov)  
757-727-6140

Dan McCormick  
Chief Development Specialist  
Community Development  
Department  
City of Hampton  
5<sup>th</sup> Floor, 22 Lincoln Street  
Hampton, VA 23669  
[dmccormick@hampton.gov](mailto:dmccormick@hampton.gov)  
757-727-6140



# Application for Federal Assistance SF-424

<b>* 1. Type of Submission:</b> <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application		<b>* 2. Type of Application:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision		<b>* If Revision, select appropriate letter(s):</b> <input type="text"/> <b>* Other (Specify):</b> <input type="text"/>	
<b>* 3. Date Received:</b> 03/24/2023		<b>4. Applicant Identifier:</b> <input type="text"/>			
<b>5a. Federal Entity Identifier:</b> <input type="text"/>			<b>5b. Federal Award Identifier:</b> <input type="text"/>		
<b>State Use Only:</b>					
<b>6. Date Received by State:</b> <input type="text"/>		<b>7. State Application Identifier:</b> <input type="text"/>			
<b>8. APPLICANT INFORMATION:</b>					
<b>* a. Legal Name:</b> City of Hampton					
<b>* b. Employer/Taxpayer Identification Number (EIN/TIN):</b> 546001336			<b>* c. UEI:</b> H43KALPESBP1		
<b>d. Address:</b>					
<b>* Street1:</b>		22 Lincoln Street			
<b>Street2:</b>		<input type="text"/>			
<b>* City:</b>		Hampton			
<b>County/Parish:</b>		<input type="text"/>			
<b>* State:</b>		VA: Virginia			
<b>Province:</b>		<input type="text"/>			
<b>* Country:</b>		USA: UNITED STATES			
<b>* Zip / Postal Code:</b>		236693522			
<b>e. Organizational Unit:</b>					
<b>Department Name:</b> Community Development			<b>Division Name:</b> Housing and Neighborhood Ser.		
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>					
<b>Prefix:</b>		<b>* First Name:</b>		Jonathan	
<b>Middle Name:</b>		<input type="text"/>			
<b>* Last Name:</b>		McBride			
<b>Suffix:</b>		<input type="text"/>			
<b>Title:</b> Housing & Neighborhood Services Manager					
<b>Organizational Affiliation:</b> City of Hampton					
<b>* Telephone Number:</b> 7577265438			<b>Fax Number:</b> <input type="text"/>		
<b>* Email:</b> jmcbride@hampton.gov					

## Application for Federal Assistance SF-424

### \* 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:

Department of Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.239

CFDA Title:

HOME Investment Partnerships Program- American Rescue Plan

### \* 12. Funding Opportunity Number:

N/A

\* Title:

HOME Investment Partnerships American Rescue Plan

### 13. Competition Identification Number:

N/A

Title:

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

Add Attachment

Delete Attachment

View Attachment

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

City of Hampton HOME Investment Partnerships American Rescue Plan

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments



**Application for Federal Assistance SF-424****16. Congressional Districts Of:**

\* a. Applicant

03

\* b. Program/Project

03

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

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**

\* a. Start Date: 03/31/2023

\* b. End Date: 09/30/2030

**18. Estimated Funding (\$):**

\* a. Federal

1,954,965.00

\* b. Applicant

\* c. State

\* d. Local

\* e. Other

\* f. Program Income

\* g. TOTAL

1,954,965.00

CITY OF HAMPTON  
OFFICE OF THE CITY ATTORNEY  
Approved as to form and legal sufficiency  
Date: 3/22/23  
City Attorney's Office

**\* 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

Add Attachment

Delete Attachment

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 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:

Mrs.

\* First Name:

Mary

Middle Name:

B

\* Last Name:

Bunting

Suffix:

\* Title:

City Manager

\* Telephone Number:

757-727-6392

Fax Number:

\* Email:

mbunting@hampton.gov

\* Signature of Authorized Representative:



\* Date Signed:

3/22/2023

## HOME-ARP CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the participating jurisdiction certifies that:

**Affirmatively Further Fair Housing** --The jurisdiction will affirmatively further fair housing pursuant to 24 CFR 5.151 and 5.152.

**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 will comply with the acquisition and relocation requirements contained in the HOME-ARP Notice, including the revised one-for-one replacement requirements. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42, which incorporates the requirements of the HOME-ARP Notice. It will follow its residential anti-displacement and relocation assistance plan in connection with any activity assisted with funding under the HOME-ARP program.

**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 and program requirements.

**Section 3** --It 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 75.

**HOME-ARP Certification** --It will use HOME-ARP funds consistent with Section 3205 of the American Rescue Plan Act of 2021 (P.L. 117-2) and the CPD Notice: *Requirements for the Use of Funds in the HOME-American Rescue Plan Program*, as may be amended by HUD, for eligible activities and costs, including the HOME-ARP Notice requirements that activities are consistent with its accepted HOME-ARP allocation plan and that HOME-ARP funds will not be used for prohibited activities or costs, as described in the HOME-ARP Notice.

Wesley Bunting  
Signature of Authorized Official  
City Manager  
Title

3/31/2023  
Date

CITY OF HAMPTON  
OFFICE OF THE CITY ATTORNEY  
Approved as to form and legal sufficiency  
Date: 3/29/23  
[Signature]  
City Attorney's Office

## 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) FY22 [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.

N/A Not HOME ARP  
\_\_\_\_\_  
Signature of Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
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(c):

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 We do not currently have any Urgent Needs \_\_\_\_\_  
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;

Mag B. Prince  
Signature of Authorized Official

3/23/2023  
Date

City Manager  
Title

CITY OF HAMPTON  
OFFICE OF THE CITY ATTORNEY  
Approved as to form and legal sufficiency  
Date: 3/22/23  
[Signature]  
City Attorney's Office

## 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.

N/A We do not have Emergency Grants funding

Signature of Authorized Official

Date

\_\_\_\_\_  
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 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

N/A We do not have HOPWA funding  
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 \$10,000 and not more than \$100,000 for each such failure.

## 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 (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:

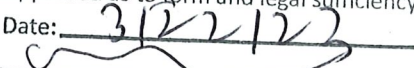
1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give 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. §§4728-4763) 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 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. 91-646) 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 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 City Manager
APPLICANT ORGANIZATION City of Hampton	DATE SUBMITTED 3/22/2023

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OFFICE OF THE CITY ATTORNEY  
 Approved as to form and legal sufficiency  
 Date: 3/22/22  
  
 City Attorney's Office



## 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:

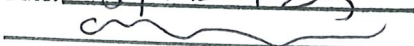
1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give 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 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.



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 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 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 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
	City Manager
APPLICANT ORGANIZATION	DATE SUBMITTED
City of Hampton	3/22/2023

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CITY OF HAMPTON  
OFFICE OF THE CITY ATTORNEY  
Approved as to form and legal sufficiency  
Date: 3/22/23  
  
City Attorney's Office