



Ras J. Baraka, Mayor Eric S. Pennington, Business Administrator

### **HOME-ARP Allocation Plan**

### **Guidance**

- To receive its HOME-ARP allocation, a PJ must:
  - Engage in consultation with at least the required organizations;
  - Provide for public participation including a 15-day public comment period and one public hearing, at a minimum; and, Develop a plan that meets the requirements in the HOME-ARP Notice.
- To submit: a PJ must upload a Microsoft Word or PDF version of the plan in IDIS as an attachment next to the "HOME-ARP allocation plan" option on either the AD-26 screen (for PJs whose FY 2021 annual action plan is a Year 2-5 annual action plan) or the AD-25 screen (for PJs whose FY 2021 annual action plan is a Year 1 annual action plan that is part of the 2021 consolidated plan).
- PJs must also submit an SF-424, SF-424B, and SF-424D, and the following certifications as an attachment on either the AD-26 or AD-25 screen, as applicable:
  - Affirmatively Further Fair Housing;
  - Uniform Relocation Assistance and Real Property Acquisition Policies Act and Anti-displacement and Relocation Assistance Plan;
  - Anti-Lobbying;
  - Authority of Jurisdiction;
  - Section 3: and,
  - HOME-ARP specific certification.

Participating Jurisdiction: City of Newark, NJ Date: 11/30/2022

### Introduction

In September 2021, the U.S. Department of Housing and Urban Development (HUD) announced the allocation of \$9,928,468 in a new grant called the Home Investment Partnerships Grant American Relief Plan (HOME-ARP), to the City of Newark, NJ.

The purpose of HOME-ARP funds is to provide homelessness assistance and supportive services through several eligible activities. Eligible activities include acquisition and development of non congregate shelter, tenant based rental assistance, supportive services, HOME-ARP rental housing, administration and planning, and nonprofit operating and capacity building assistance. A certain portion of HOME-ARP funds must assist people in HOME-ARP "qualifying populations", which include:

- Sheltered and unsheltered homeless populations
- Those currently housed populations at risk of homelessness
- Those fleeing or attempting to flee domestic violence or human trafficking
- Other families requiring services or housing assistance or to prevent homelessness
- Those at greatest risk of housing instability or in unstable housing situations

To receive funding, the City must develop and submit to HUD a HOME-ARP Allocation Plan, which describes the distribution of HOME-ARP funds and identifies any preferences for eligible activities. The development of the HOME-ARP Allocation Plan must also be informed through stakeholder consultation and community engagement. The following is the HOME-ARP Allocation Plan.

### **Consultation**

In accordance with Section V.A of the Notice (page 13), <u>before developing its HOME-ARP</u> <u>allocation plan</u>, at a minimum, a PJ must consult with:

- CoC(s) serving the jurisdiction's geographic area,
- homeless service providers,
- 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.

State PJs are not required to consult with every PHA or CoC within the state's boundaries; however, local PJs must consult with all PHAs (including statewide or regional PHAs) and CoCs serving the jurisdiction.

### Describe the consultation process including methods used and dates of consultation:

To determine how this funding will be allocated, the City of Newark's Housing and Economic Department (referred to as "City") went through an initial engagement process, starting with a group of stakeholders composed of the Continuum of Care (CoC), Homeless Services, and City staff. The initial planning focused on system priorities and how HOME-ARP funding could be used to meet those needs. A proposal with suggested activities and funding amounts was drafted and presented to the CoC members.

During the meetings, City staff provided background on the HOME-ARP program, discussed system gaps, and presented the draft proposal. Homeless service providers gave verbal comments in the meetings and had an opportunity to complete the stakeholder survey. The survey inquired about gaps in housing and service delivery, funding prioritization, and to identify any additional needs not yet discussed.

Stakeholders were encouraged to reach out to the City to provide input and comments through the survey. Also, Stakeholders were encouraged to provide their email in the survey if they wanted to be part of the planning process after the initial consolation. The City will continue to engage with the community and stakeholders throughout the HOME-ARP process.

Furthermore, incorporating lived experience in the planning process was extremely vital to the success of HOME-ARP in Newark. City staff and non-profit agencies engaged persons with lived experience of homelessness throughout the consultation process.

The Essex County CoC has a lived experience subcommittee that works to ensure the CoC is approaching decisions through an equity lens and provides valuable perspective and new ideas on how to address homelessness. This subcommittee was excited about the opportunities HOME-ARP provides but stressed that any potential projects must address the community needs - first and foremost. One concern discussed was building or rehabbing a new non-congregation shelter. While additional shelter space is needed, there is also a need for culturally competent and high-quality case management services in emergency shelters. One member expressed concern that emergency shelter operations are often underfunded and therefore lack the ability to hire professional staff.

Shelters need trained staff that can help residents work through both the trauma of experiencing homelessness and the challenges of moving into permanent housing. The CoC group requested that the City continue to meet with them throughout the HOME-ARP process to ensure that any potential projects meet the needs of those experiencing homelessness.

### List the organizations consulted:

Agency/Org Consulted	Type of Agency/Org	Method of Consultation	Feedback
New Community Corporation	Fair Housing and Civil Rights Agency	Zoom	Need more units for clients in need
Clinton Hill Community Action	Public Agency Serving the QPs.	Zoom	Need more funding for wrap around services.
LISC Greater Newark	Public Agency Serving the QPs.	Zoom	There should be funding available for neighborhood development.
Essex County Health Dept.	Public Agency Serving the QPs.	Zoom	Provided information on the need for affordable units and non-congregate shelter.
La Casa de Don Pedro	Private organization that addresses civil rights and fair housing.	Zoom	A frequent issue is site control- in order to apply for some funding. Additional ideas for solutions include funding capacity building and additional administrators to help facilitate the process within City Hall, providing various preferential benefits to in-City developers and non-profits, and increasing subsidies and other material incentives.
Department of Public Works	Public Agency Serving the QPs.	In Person	Provided information on the need permanent supportive housing for homeless
Invest Newark	Private organization that address rights of the QPs.	In Person	Provided information on the need for affordable units and non-congregate shelter.
Essex County Continuum of Care	CoC serving the jurisdiction	Zoom Interview	Provided information on the need for affordable units and non-congregate shelter.
Newark Housing Authority	Public Housing Authority serving the jurisdiction	Via Email	Need for additional Affordable housing units.

City of Newark Homeless Service	Homeless Service provider	Zoom Interview	Need for non-congregate shelter and more affordable units within the City.
East Orange Housing Authority	Public Housing Authority	Consultation Email	More affordable units and more funding for wrap around services
Jersey City Housing Authority	Public Housing Authority	Consultation Email	More affordable units and more funding for wrap around services
City of Elizabeth Housing Authority	Public Housing Authority	Consultation Email	Need for more affordable units and non-congregate shelter.
Elizabeth/Union CoC	CoC	Consultation Email	Need for more affordable units
Jersey City/Hudson CoC	CoC	Consultation Email	Need for more affordable units and non-congregate shelter.
Paterson/Passaic CoC	CoC	Consultation Email	Need for more affordable units and non-congregate shelter.
Urban League of Essex County	Public agency that address the needs of the QPs, Public Organization that address civil rights and fair housing	Zoom	A number of solutions were proposed. First, it was suggested that a priority matrix could help Newark's many non-profit organizations with increased access to funds over for-profit developers. Perhaps discounts or additional help for Newarkers, or for mission-focused orgs. Capacity building came up frequently. The process of navigating public bidding and accessing funding is prohibitive for smaller organizations, and if any funding could be used to build capacity for those orgs, that would likely go far toward helping even the playing field in the development space.
Newark YMCA	Private organization that address the needs of civil rights and fair housing	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by

			them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Covenant House	Homeless Service provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
CCN NJ	Disability service providers	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
New Community	Fair housing service agency	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Salvation Army	Homeless service provider, Veterans Service provider, domestic violence service provider.	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Project Live	Homeless Service provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by

			them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
CSP NJ	Homeless Service provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
New Jersey Institute for Social Justice	Civil rights organization	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
NAACP Newark Branch	Civil rights organization	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
United Community Corporation	Fair housing service agency	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Newark Emergency Services for Families	Fair housing service agency	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by

			them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Circle of Life Shelter	Homeless Service provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Disabled American Veterans	Veterans Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Essex County Family Justice Center	Domestic Violence Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
The Central Ward Women's Shelter	Domestic Violence Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
Shani Baraka Women's Resource Center	Domestic Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by

			them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
WAR Ministry Corp	Disability Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.
NJ Commission for the Blind	Disability Service Provider	Consultation Email, Send Survey, Send follow up email.	The organization was sent a consultation email and then later sent a survey to collect data but no response or comments received by them. Also Essex County CoC reached out on behalf of Newark but no feedback by organization was submitted.

### Summarize feedback received and results of upfront consultation with these entities:

All stakeholders support allocating HOME-ARP funds to the development of additional Affordable units in the City. Some also noted significant need for non-congregate shelter serving homeless and permanent supportive housing serving homeless populations. Another agency noted that people with Intellectual and Developmental Disabilities are not served well by the current housing system and requested that any remaining HOME-ARP funds be available for this population. The City of Newark takes these concerns and suggestions extremely seriously and will continue to develop ways to integrate every affected population.

### **Public Participation**

In accordance with Section V.B of the Notice (page 13), 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.

PJs are required to make the following information available to the public:

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

Throughout the HOME-ARP allocation plan public participation process, the PJ must follow its applicable fair housing and civil rights requirements and procedures for effective communication, accessibility, and reasonable accommodation for persons with disabilities and providing meaningful access to participation by limited English proficient (LEP) residents that are in its current citizen participation plan as required by 24 CFR 91.105 and 91.115.

## 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:

• Date(s) of public notice: 10/7/2022

• Public comment period: Start date 10/7/2022

End date -11/7/2022

• Date(s) of public hearing: 10/19/22 & 10/26/2022

A draft allocation plan was created using input from the consultation feedback sessions. The allocation plan was advertised in the Star Ledger on October 17, 2022 and October 24th ,2022. The advertisement included a link to review the proposal, and a link to join all the public hearings.

The City of Newark provided the amount of HOME-ARP funds allocated by HUD, a DRAFT HOME-ARP Allocation Plan reflecting the range of eligible HOME-ARP activities, the qualifying populations, and proposed HOME-ARP activities and allocations.

The allocation plan was posted on the City of Newark's website under the Housing and Economic Development. The posting included a link to the public hearing and the survey link, in addition to the proposal. The Allocation Plan remains on the City's website so that residents can review it at any time and continue to provide feedback or ask questions.

Lastly, the City's social media team posted links to the proposal, survey, and public hearing session on Newark's Facebook page. The public hearings were held on both October 19th and 26th, 2022, from 6:00pm- 7:00pm via Zoom and was attended by over 10 members of the community.

During the public hearing, City staff reviewed the HOME-ARP program and the allocation plan.

Community members were then given the opportunity to ask questions or make comments on the plan. Additionally, the stakeholder survey was provided to all participants. No accommodations were requested for the public hearing.

### Describe efforts to broaden public participation:

In February 2022, the City of Newark began meeting with different groups, all listed in the consultation chart. These groups either work with those experiencing homelessness or those that are housing insecure in Newark. Each consultation provided an overview of the HOME-ARP program and outlined system goals. The end of each session included a question-and-answer period and staff contact information to provide additional feedback and/or ask questions.

Additionally, The City partnered with and utilized Non-Profit agencies to help conduct surveys responses with clients that were receiving services. These efforts happened in September 2022 and also October 2022. This included attending the Mayors Day of Peace event and other city events.

### Summarize the comments and recommendations received through the public participation process either in writing, or orally at a public hearing:

In September stakeholder surveys were distributed to all the groups consulted with as well as distributed to the wider community.

Below are the eligible activities in priority order based on feedback sessions and survey results from 58 individuals:

- 1. Development of Affordable Housing
- 2. Supportive Services
- 3. Acquisition and Development of Non-Congregate Shelters
- 4. Non-Profit Capacity Building
- 5. Non-Profit Operating
- 6. Administration and Planning

In addition to the overall ranking of activities, the survey highlighted a need for quality supportive services that include low staff to client caseload ratios, trauma informed care, life skills training, and person-centered planning.

Summarize any comments or recommendations not accepted and state the reasons why:  $N\!/\!A$ 

### **Needs Assessment and Gaps Analysis**

In accordance with Section V.C.1 of the Notice (page 14), a PJ must evaluate the size and demographic composition of **all four** of the qualifying populations within its boundaries and assess the unmet needs of each of those populations. If the PJ does not evaluate the needs of one of the qualifying populations, then the PJ has not completed their Needs Assessment and Gaps Analysis. 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.

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

Homeless													
	Current Inventory			<b>Homeless Population</b>			Gap Analysis						
	Family	y	Adults	Only	Vets	Famil	Adul			Family		Adults Only	
	# of Beds	# of Unit s	# of Beds	# of Unit s	# of Beds	y HH (at least 1 child)	t HH (w/o child	Vets	Victi ms of DV	# of Beds	# of Unit s	# of Beds	# of Unit s
Emergency Shelter	821	264	849	849	31								
Transitional Housing	497	154	278	278	10								
Permanent Supportive Housing	0	295	0	386	5								
Other Permanent Housing	0	207	0	22	0								
Sheltered Homeless						591	1172	95	36				
Unsheltered Homeless						0	149	10	9				
Current Gap										230	173	194	194

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

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

Non-Homeless							
	Current Inventory	Level of Need	Gap Analysis				
	# of Units	# of Households	# of Households				
Total Rental Units	77,940						
Rental Units Affordable to HH at 30% AMI (At-Risk of Homelessness)	3,545						
Rental Units Affordable to HH at 50% AMI (Other Populations)	7,230						
0%-30% AMI Renter HH w/ 1 or more severe housing problems (At-Risk of Homelessness)		26,710					
30%-50% AMI Renter HH w/ 1 or more severe housing problems (Other Populations)		12,745					
Current Gaps			7,365				

**Suggested Data Sources:** 1. American Community Survey (ACS); 2. Comprehensive Housing Affordability Strategy (CHAS)

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

The current housing situation in the City of Newark is dire for extremely-low income renters. In addition to the on-going housing and employment issues related to COVID-19. These households will require on-going assistance to achieve housing affordability, there are other families who have suffered temporary loss or reduction of income that places them at-risk of homelessness.

Individuals or families with extremely low incomes (30% or below area median income) are often service sector workers, including those who earn minimum wage. Individuals or families at risk of homelessness are also often straining the willingness of their social networks to provide housing support over an extended period. For example, living with family or friends over an extended period and depleting any financial reserves to meet their obligations.

The extent of homelessness can also vary greatly depending on the nature and number of housing barriers including: criminal convictions, economic inadequacy, eviction, mental illness (substance abuse disorders).

It is critical to connect people with permanent supportive housing, while also improving access to supportive services. Housing options should be abundant, with a variety of choices centered around the needs of the residents and paired with services that will allow them to remain housed

for the long-term. Individuals who have multiple experiences being homeless over a span of 3 years on average are at risk of becoming chronically homeless. Having permanent housing which offers wrap around support will improve the chances of those individuals being able to remain in housing indefinitely.

#### Homeless as defined in 24 CFR 91.5

Compared to the overall population of Essex County, homelessness disproportionately impacts people of color. This is particularly prominent for individuals who identify as:

- Black/African American (% of those experiencing homelessness vs X% of the Essex County population), Newark: Black/African American 1203 (1695) (PIT 2022)
- American Indian/Alaska Native (% of those experiencing homelessness vs X% of the Essex County population), Newark: American Indian/Alaska Native – 28 (1695) (PIT 2022)
- Native Hawaiian/Pacific Islander (% of those experiencing homelessness vs X% of the Essex County population) Newark: 0 (1695) (PIT 2022)
- Hispanic (% of those experiencing homelessness vs X% of the Essex County population Newark: Hispanic 277 (1695) (PIT 2022)

The following additional demographics of the homeless population include: (PIT 2022)

- Newark: Male 1046, Female 663, Transgender 2, No Response 14
- Newark: Homeless 1+ years 554 households out of 1350 households
- Newark: Youth 117
- Newark: Children 291, Adults 1397, No response 7
- Veterans -72

#### Victims of Domestic Violence

It is well documented that Domestic Violence is one of the main factors of homelessness or being at risk of homelessness for families. Most of the domestic violence shelters are consistently at capacity, so unfortunately many victims may be discouraged because they either don't have a place to go temporarily or current supportive services can not help them during this traumatic time. The expansion of these safe havens are critical to ensuring that no residents feel trapped.

Individuals fleeing from domestic violence Not available for Newark, but for Essex County its: 46 people.

The Point in Time is limited in capturing full homelessness data since it's a one-night snapshot of people experiencing homelessness. To more fully understand the state of homelessness in the city, Newark and Essex County CoC regularly analyzes and uses data from the Homeless Management Information System (HMIS).

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

The City of Newark does not have data that perfectly align with HOME-ARP's "at risk of homelessness" definition. The closest data available is the most recent (2015-2019) Comprehensive Housing Affordability Strategy (CHAS) data produced by HUD which identifies 26,710 currently housed renter households in Newark at or below 30% AMI who have one or more severe housing problems.

Severe housing problems include:

- 1) housing unit lacks complete kitchen facilities;
- 2) housing unit lacks complete plumbing facilities;
- 3) household is overcrowded; and
- 4) household is severely cost burdened (Monthly housing costs including utilities exceeding 50% of monthly income).

This population is at high risk of homelessness, especially as rents continue to increase, because they are extremely low income and vulnerable to losing their housing if they experience reduced work hours, unemployment, health issues, or the loss of access to health care and other services.

Domestic violence survivor counts are typically under-reported as peoples' safety is dependent on anonymity.

#### Other Data Limitations:

- PIT data does not capture people in the other HOME-ARP qualifying populations who are fleeing domestic violence.
- PIT Homeless Domestic Violence data does not include people fleeing labor trafficking, as HUD's HOME-ARP DV qualifying population definition does.

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

The City of Newark is using a population category from HUD's CHAS data as a proxy for this population, understanding that it may not align fully with the HOME-ARP definition.

The most recent CHAS data identified 12,745 currently housed renter households in The City of Newark between 30%-50% AMI who have one or more severe housing problems. Severe housing problems include:

- 1) housing unit lacks complete kitchen facilities;
- 2) housing unit lacks complete plumbing facilities;
- 3) household is overcrowded; and
- 4) household is severely cost burdened (Monthly housing costs including utilities exceeding 50% of monthly income).

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 (Optional):

Since 2021 The City has implemented the Emergency Rental Assistance (ERA) Program. This program provides comprehensive rental and utilities assistance to households who are at risk of losing their homes due to COVID-19.

- City's Emergency Shelter Program
- Transitional Housing Programs (Hope Village)
- Social Services for the Homeless (SSH),
- Community Service Block Grant (CSBG),
- Emergency Solutions Grant (ESG),
- Community Development Block Grant (CDBG),
- Supplemental Security Income (SSI)/Social Security Disability Insurance (SSDI),
- General Assistance (GA)/ Emergency Assistance (EA),
- Tenant-Based Rental Assistance (TBRA),
- Temporary Rental Assistance (TRA), and
- Temporary Aid for Needy Families (TANF)

### **Available Homeless Shelters**

- Goodwill Rescue Mission
- Answers Moving Forward Inc.
- Harmony House Transitional Living Facility
- Peace House Inc.
- Helping The Homeless
- Apostles' House Emergency Shelter
- Shelter for Single Adults
- Covenant House
- Emergency Housing Services Washington Street
- Emergency Housing Services 16th Street
- Emergency Housing Services Myrtle Avenue
- Circle of Life
- YMCA of Newark

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

#### Homeless as defined in 24 CFR 91.5

Given the snapshot limitation of the PIT count, Newark uses HMIS data to more accurately count the annual homeless population. During 2021, Newark's HMIS reported 1894 people who experienced homelessness. At some time during that year, 168 people did not have housing, reflecting an unmet housing need.

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

As defined in 24 CFR 91.5, a household is considered at risk of homelessness if they have 30% or below of the median family income for the area, does not have sufficient resources or support networks, and meets one of the following conditions: has moved due to economic reasons two or more times in the last 60 days, is living in the home of another person because of economic hardship, is exiting a publicly funded institution, or is living in housing that has characteristics associated with instability or increased risk of homelessness.

According to most recent CHAS data, there are at least 26,710 extremely low-income renter households (under 30% AMI) with one or more severe housing problems. This population has housing but is at high risk of becoming homeless especially as rents are increasing and eviction moratoria have been lifted. Any challenges, from a reduction in work hours or unemployment, to health issues or loss of services are significant risks to these individuals and households becoming homeless.

This population needs more affordable housing to reduce rent burden and be more stably housed, as well as a range of programs and services to prevent them from becoming homeless.

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

Per 24 CFR 91.5, a household that qualifies as homeless under this category is fleeing or attempting to flee a nighttime residence where domestic violence, sexual assault, stalking or other dangerous conditions threaten the household, and is not able to return.

The household must also lack resources or support networks and have no other residence. In 2020, Newark's emergency shelter that serves those fleeing domestic violence served a total of 36 clients. According to the 2021 National Count of Domestic Violence services conducted by the National Network to End Domestic Violence (NNEDV), in New Jersey 2,824 victims were served on any given day. As noted earlier, the data does not include people fleeing labor trafficking. That data would also likely drive a higher need.

### 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

Newark's CHAS data report 12,745 very low-income renter households (between 30%- 50% AMI) who also have one or more severe housing problems. While these households are currently housed and are not at greatest risk of homelessness since their incomes are a little higher than extremely low-income households, they face high housing instability in an increased rent environment. They are vulnerable to losing their housing if they encounter employment or health problems and do not have social networks that can provide them help. These households need more affordable housing and access to ongoing health and other services to reduce their rent burden and increase their housing stability.

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

While Newark offers several emergency services to those experiencing homelessness, some gaps that have been identified through reviewing available resources and conducting consultation sessions are below.

The first gap is the service hours. While street outreach teams operate weekly, from 8:30am – 11pm most days, there are no outreach services being offered overnight.

Having street outreach operate 24/7 would allow the homeless response system to better respond to all unsheltered households. Identified gaps in shelters and transitional housing include lack of non-congregate shelters specifically for single adults as most existing beds are in congregate facilities

During the HOME-ARP consultation process, the Essex County CoC group emphasized the need for all emergency shelters to become non-congregate. They voiced the need for households to have their own private sleeping quarters to prevent the spread of COVID-19 and other communicable diseases. The group also discussed the needs of those with physical and mental health who would benefit from non-congregate spaces. Members of the CoC group stated that one of the main reason's people experiencing unsheltered homeless do not utilize emergency shelters is because they don't feel safe sharing a room with people they don't know.

Lastly, those with lived experience of homelessness stressed the need for additional supportive services to be offered in emergency shelters to help households cope with trauma and navigate the homelessness system.

Fig. A.2: Number of Homeless Persons by Municipality on the Night of the Count				
Location Night of Count - Municipality	Number of Persons			
Bloomfield	31			
City of Orange	1			
East Orange	51			
Essex Fells	2			
Fairfield	4			
Irvington	43			
Maplewood	1			
Montclair	41			
Newark	1,695			
Nutley	1			
Total	1,870*			

Identify the characteristics of housing associated with instability and an increased risk of homelessness if the PJ will include such conditions in its definition of "other populations" as established in the HOME-ARP Notice:

On average, the number one indicator of households falling into homelessness from a place of housing instability is a previous history of homelessness. Homeless assistance is the last resort for households in extreme poverty with few resources of their own and limited connections to others who could offer temporary, emergency support. Additionally, when other systems of care, like hospitals, behavioral health settings, child welfare, and criminal justice systems, are unable to address the reasons why people cannot stay housed, people have no alternative than turning to the closest homeless response system.

Additionally, families with children, or unaccompanied youth who are unstably housed and likely to continue in that state, including those people who are doubled up in other people's homes because they lack a home of their own, are not considered to be experiencing homelessness by the U.S. Department of Housing and Urban Development (HUD) and are not eligible for its homeless assistance. These same families are, however, considered to be experiencing homelessness by the U.S. Department of Education and are eligible for additional educational services and support. People are "at risk of homelessness" if they are losing their primary nighttime residence, which may include a motel or hotel or a doubled-up situation, within the next 14 days and lack resources or support networks to remain in housing.

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:

Based on stakeholder and community input The City of Newark will also include people with disabilities, including but not limited to Intellectual and Developmental Disabilities (IDD) to the "Other Populations" category. We heard from service providers that the housing system does not provide enough housing and services at scale that are appropriate for people living with (IDD).

Most often, this population is dependent on family or small group homes for housing and care, and are at greater risk of homelessness if family is not able to care for them.

### Identify priority needs for qualifying populations:

The priority needs identified through recent HOME ARP consultations remain consistent with what was identified through the community participation process. There is an overall need for affordable and permanent supportive rental housing, as well as continued expansion of case management and housing navigation services to mitigate these residence situations from becoming exponentially worse.

### 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 gaps in services and programs needed to provide shelter, housing, and services were determined using data from multiple sources, including stakeholder and public engagement. The level of need for unsheltered and shelter households experiencing homelessness was determined by evaluating the number of unsheltered households and the level of resources available to adequately house the families or individuals with permanent supportive housing and critical long-term supportive services to achieve housing stability.

For households that are currently housed but have challenges maintaining their home - level of need was measured by the amount of inventory that had affordable, safe, and adequate living conditions and the number of renter households that are experiencing severe housing cost burdens.

### **HOME-ARP Activities**

Describe the method(s)that will be used for soliciting applications for funding and/or selecting developers, service providers, subrecipients and/or contractors:

The HOME-ARP application and application instructions will be posted to the City's website on or about May 1, 2023. The City of Newark will award funds through the application process until all funds are committed. The selected sub-recipients will be responsible for administering any and all eligible activities within the contract. Applications will be accepted beginning May 1, 2023 for HOME-ARP Rental Housing projects. RFP will serve all the qualifying populations that are listed and defined on page 23 of this plan. The City will not be prioritizing one qualifying population over another and the only scoring criteria will be for the number of units and lowest cost that each RFP applicant can produce. As part of the soliciting process, if the applicant is working with other tax credits, or grants, HOME ARP plans will be prioritized before other funding sources. Also, the City of Newark will consult with the Fair Housing office to ensure that all Fair Housing guidelines in their soliciting of applications are being followed or addressed by the City.

The City will first review applications for completeness and to ensure all threshold requirements defined in the application instructions are met. Applications that are complete and meet all threshold requirements will be placed in a funding queue and receive a conditional commitment of HOME-ARP funds subject to successful completion of the underwriting process.

The underwriting process may include submission of additional information or documentation within a specified time period. If an applicant does not submit additional information or documentation within the specified time period, or does not otherwise successfully complete the underwriting process, the conditional commitment will be released, and the next application will be reviewed.

Selection awards are made at the sole discretion of the Department. The City anticipates notifying applicants within sixty (60) days of application as to whether they will receive a conditional commitment of funding subject to underwriting. Applicants approved for funding should be prepared to initiate projects within ninety (90) days of execution of the funding agreement.

Upon request, unfunded applicants will have the opportunity to review their application with staff. The purpose of this review is to increase the potential for future funding in any subsequent application and funding process, if applicable. Application Guidance HOME-ARP is a new one-time-funding program authorized by the American Recovery Plan Act of 2021. HOME-ARP program requirements do not mirror the requirements of the Home Investment Partnership Program (HOME program) and potential applicants should not rely solely on knowledge of the HOME program when contemplating or applying for HOME-ARP funding.

### Describe whether the PJ will administer eligible activities directly:

All eligible HOME-ARP activities will be directly served by subrecipient/contractors selected through the cities competitive procurement process.

If any portion of the PJ's HOME-ARP administrative funds are 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:

#### N/A

In accordance with Section V.C.2. of the Notice (page 4), 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.

### **Use of HOME-ARP Funding**

	Funding Amount	Percent of the Grant	Statutory Limit
Supportive Services	\$ 0		
Acquisition and Development of Non-Congregate Shelters	\$ 0		
Tenant Based Rental Assistance (TBRA)	\$ 0		
Development of Affordable Rental Housing	\$ 9,928,468		
Non-Profit Operating	\$ 0	0 %	5%
Non-Profit Capacity Building	\$ 0	0 %	5%
Administration and Planning	\$ 0	0 %	15%
<b>Total HOME ARP Allocation</b>	\$ 9,928468		

Describe how the PJ will distribute HOME-ARP funds in accordance with its priority needs identified in its need's assessment and gap analysis:

The City of Newark will allocate \$9,928,468 (100%) of HOME-ARP funds for the development of affordable rental housing including permanent supportive housing.

The City decided not to allocate any HOME-ARP funds for supportive services because at least \$1,170,676 million has been allocated to services from CDBG-CV and ESG-CV sources. The City of Newark also identified that in order to quickly meet the housing needs and to meet use of funds deadlines they must work with private sector organizations that have access to units or can move quicker on construction of these units. The City of Newark has the administrative capacity to be able to manage these funds and with private sector organizations they should be able to meet construction goals in a timely manner.

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:

The Gaps Analysis showed a need for permanent affordable housing, supportive services, and non-congregate emergency shelters facilities for single adults. The City plans to allocate 100% of funding to developing new affordable housing, which was identified by stakeholders as the highest priority.

HOME-ARP investment in affordable rental housing and permanent supportive housing will address the needs of some of the individuals who experienced homelessness throughout 2021. High quality permanent supportive housing can help address the needs of people who are homeless and provide the deep and comprehensive services needed.

### **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:

By awarding the HOME-ARP funds through a competitive RFP process to projects that address gaps in the housing inventory that leverage other funding sources, the City estimates that 125 - 185 new units will be produced through this HOME-ARP allocation. The competitive process will recognize and elevate proposed projects that leverage other funding sources such as Low-Income Housing Tax Credits (LIHTC) and other philanthropic/community sources to increase the number of housing units produced with the HOME-ARP funds.

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

The City's goal is to use the HOME-ARP funds and other leveraged funds to produce supportive housing units to move individuals and families from experiencing homelessness to becoming housed. The size and type of new units being produced (i.e apartment, townhome, one-bedroom, two-bedroom and three-bedroom) will be informed through our continued participation process with the local Continuum of Care, Supportive Service Agencies, and Housing Developers.

### **Preferences**

A preference provides a priority for the selection of applicants who fall into a specific QP or category (e.g., elderly or persons with disabilities) within a QP (i.e., subpopulation) to receive assistance. A preference permits an eligible applicant that qualifies for a PJ-adopted preference to be selected for HOME-ARP assistance before another eligible applicant that does not qualify for a preference. A method of prioritization is the process by which a PJ determines how two or more eligible applicants qualifying for the same or different preferences are selected for

HOME-ARP assistance. For example, in a project with a preference for chronically homeless, all eligible QP applicants are selected in chronological order for a HOME-ARP rental project except that eligible QP applicants that qualify for the preference of chronically homeless are selected for occupancy based on length of time they have been homeless before eligible QP applicants who do not qualify for the preference of chronically homeless.

Please note that HUD has also described a method of prioritization in other HUD guidance. Section I.C.4 of Notice CPD-17-01 describes Prioritization in CoC CE as follows:

"Prioritization. In the context of the coordinated entry process, HUD uses the term "Prioritization" to refer to the coordinated entry-specific process by which all persons in need of assistance who use coordinated entry are ranked in order of priority. The coordinated entry prioritization policies are established by the CoC with input from all community stakeholders and must ensure that ESG projects are able to serve clients in accordance with written standards that are established under 24 CFR 576.400(e). In addition, the coordinated entry process must, to the maximum extent feasible, ensure that people with more severe service needs and levels of vulnerability are prioritized for housing and homeless assistance before those with less severe service needs and lower levels of vulnerability. Regardless of how prioritization decisions are implemented, the prioritization process must follow the requirements in Section II.B.3. and Section I.D. of this Notice."

If a PJ is using a CE that has a method of prioritization described in CPD-17-01, then a PJ has preferences and a method of prioritizing those preferences. These must be described in the HOME-ARP allocation plan in order to comply with the requirements of Section IV.C.2 (page 10) of the HOME-ARP Notice.

In accordance with Section V.C.4 of the Notice (page 15), the HOME-ARP allocation plan must identify whether the PJ intends to give a 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).
- The PJ must comply with all applicable nondiscrimination and equal opportunity laws and requirements listed in 24 CFR 5.105(a) and any other applicable fair housing and civil rights laws and requirements when establishing preferences or methods of prioritization.

While PJs are not required to describe specific projects in its HOME-ARP allocation plan to which the preferences will apply, the PJ must describe the planned use of any preferences in its HOME-ARP allocation plan. This requirement also applies if the PJ intends to commit HOME-ARP funds to projects that will utilize preferences or limitations to comply with restrictive eligibility requirements of another project funding source.

If a PJ fails to describe preferences or limitations in its plan, it cannot commit HOME-ARP funds to a project that will implement a preference or limitation until the PJ amends its HOME-ARP allocation plan.

For HOME-ARP rental housing projects, Section VI.B.20.a.iii of the HOME-ARP Notice (page 36) states that owners may only limit eligibility or give a preference to a particular qualifying population or segment of the qualifying population if the limitation or preference is described in the PJ's HOME-ARP allocation plan. Adding a preference or limitation not previously described in the plan requires a substantial amendment and a public comment period in accordance with Section V.C.6 of the Notice (page 16).

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:

Newark's HOME-ARP overall program will not exclude any of the Qualifying Populations or give a preference to any QP from eligibility to apply and be served. The City will develop a plan to ensure that there is equal outreach to each of the qualifying populations. These qualifying groups are cited and described below.

### **QUALIFYING POPULATIONS**

- 1. Homeless, as defined in 24 CFR 91.5 Homeless (A), (B), or (C):
- A. An individual or family who lacks a fixed, regular, and adequate nighttime residence.
- B. An individual or family who will imminently lose their primary nighttime residence. or;
- C. Unaccompanied youth under 25 years of age, or families with children and youth, who do not otherwise qualify as homeless under this definition.
- 2. At Risk of Homelessness, as defined in 24 CFR 91.5 At Risk of Homelessness:

An individual or family who:

- (i) Has an annual income below 30 percent of median family income for the area, as determined by HUD;
- (ii) Does not have sufficient resources or support networks family, friends, faith based or other social networks, immediately available to prevent them from moving to an emergency shelter; and
- (iii) Meets one of the following conditions:
  - Has moved because of economic reasons two or more times during the 60 days immediately preceding the application for homelessness prevention assistance;
  - Is living in the home of another because of economic hardship;
  - Has been notified in writing that their right to occupy their current housing or living situation will be terminated within 21 days after the date of application for assistance;

- Lives in a hotel or motel and the cost of the hotel or motel stay is not paid by charitable organizations or by federal, State, or local government programs for low income individuals;
- Lives in a single-room occupancy or efficiency apartment unit in which there reside more than two persons or lives in a larger housing unit in which there reside more than 1.5 people per room, as defined by the U.S. Census Bureau;
- Is exiting a publicly funded institution, or system of care (such as a health-care facility, a mental health facility, foster care/other youth facility, correction program or institution);
- Otherwise lives in housing that has characteristics associated with instability and an increased risk of homelessness.
- 3. Fleeing, or Attempting to Flee, Domestic Violence, Dating Violence, Sexual Assault, Stalking, or Human Trafficking, as defined by HUD Notice CPD-21-10

For HOME-ARP, this population includes any individual or family who is fleeing, or is attempting to flee, domestic violence, dating violence, sexual assault, stalking, or human trafficking. This population includes cases where an individual or family reasonably believes that there is a threat of imminent harm from further violence due to dangerous or life-threatening conditions that relate to violence against the individual or a family member, including a child, that has either taken place within the individual's or family's primary nighttime residence or has made the individual or family afraid to return or remain within the same dwelling unit.

- 4. Other populations where providing supportive services or assistance under section 212(a) of the Act (42 U.S.C. 12742(a)) would prevent the family's homelessness or would serve those with the greatest risk of housing instability.
- 5. Veterans and families that include a veteran family member that meets one of the preceding criteria.

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 subpopulation of qualifying population, consistent with the PJ's needs assessment and gap analysis:

N/A

### **Referral Methods**

PJs are not required to describe referral methods in the plan. However, if a PJ intends to use a coordinated entry (CE) process for referrals to a HOME-ARP project or activity, the PJ must ensure compliance with Section IV.C.2 of the Notice (page 10).

A PJ may use only the CE for direct referrals to HOME-ARP projects and activities (as opposed to CE and other referral agencies or a waitlist) if the CE expands to accept all HOME-ARP qualifying populations and implements the preferences and prioritization <u>established by the PJ in its HOME-ARP allocation plan</u>. A direct referral is where the CE provides the eligible applicant directly to the PJ, subrecipient, or owner to receive HOME-ARP TBRA, supportive services, admittance to a HOME-ARP rental unit, or occupancy of a NCS unit. In comparison, an indirect referral is where a CE (or other referral source) refers an eligible applicant for placement to a project or activity waitlist. Eligible applicants are then selected for a HOME-ARP project or activity from the waitlist.

The PJ must require a project or activity to use CE along with other referral methods (as provided in Section IV.C.2.ii) or to use only a project/activity waiting list (as provided in Section IV.C.2.iii) if:

- 1. the CE does not have a sufficient number of qualifying individuals and families to refer to the PJ for the project or activity;
- 2. the CE does not include all HOME-ARP qualifying populations; or,
- 3. the CE fails to provide access and implement uniform referral processes in situations where a project's geographic area(s) is broader than the geographic area(s) covered by the CE

If a PJ uses a CE that prioritizes one or more qualifying populations or segments of qualifying populations (e.g., prioritizing assistance or units for chronically homeless individuals first, then prioritizing homeless youth second, followed by any other individuals qualifying as homeless, etc.) then this constitutes the use of preferences and a method of prioritization. To implement a CE with these preferences and priorities, the PJ must include the preferences and method of prioritization that the CE will use in the preferences section of their HOME-ARP allocation plan. Use of a CE with embedded preferences or methods of prioritization that are not contained in the PJ's HOME-ARP allocation does not comply with Section IV.C.2 of the Notice (page10).

Identify the referral methods that the PJ intends to use for its HOME-ARP projects and activities. PJ's may use multiple referral methods in its HOME-ARP program. (Optional):

The City intends to use a combination of the Coordinated Entry System and other alternative referral systems via Nonprofits and agencies, particularly for all qualifying populations.

If the PJ intends to use the coordinated entry (CE) process established by the CoC, describe whether all qualifying populations eligible for a project or activity will be included in the CE process, or the method by which all qualifying populations eligible for the project or activity will be covered. (Optional):

All qualifying populations will be included in the CE process. Since we are not giving a preference to any one qualifying population, the City will develop a plan to ensure that there is equal outreach/intake for each of the identified qualifying populations on page 23 of this plan.

If the PJ intends to use the CE process established by the CoC, describe the method of prioritization to be used by the CE. (Optional):

N/A

If the PJ intends to use both a CE process established by the CoC and another referral method for a project or activity, describe any method of prioritization between the two referral methods, if any. (Optional):

N/A

### Limitations in a HOME-ARP rental housing or NCS project

Limiting eligibility for a HOME-ARP rental housing or NCS project is only permitted under certain circumstances.

- PJs must follow all applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a). This includes, but is not limited to, the Fair Housing Act, Title VI of the Civil Rights Act, section 504 of Rehabilitation Act, HUD's Equal Access Rule, and the Americans with Disabilities Act, as applicable.
- A PJ may not exclude otherwise eligible qualifying populations from its overall HOME-ARP program.
- Within the qualifying populations, participation in a project or activity may be limited to persons with a specific disability only, if necessary, to provide effective housing, aid, benefit, or services that would be as effective as those provided to others in accordance with 24 CFR 8.4(b)(1)(iv). A PJ must describe why such a limitation for a project or activity is necessary in its HOME-ARP allocation plan (based on the needs and gap identified by the PJ in its plan) to meet some greater need and to provide a specific benefit that cannot be provided through the provision of a preference.
- For HOME-ARP rental housing, section VI.B.20.a.iii of the Notice (page 36) states that owners may only limit eligibility to a particular qualifying population or segment of the qualifying population if the limitation is described in the PJ's HOME-ARP allocation plan.
- PJs may limit admission to HOME-ARP rental housing or NCS to households who need
  the specialized supportive services that are provided in such housing or NCS. However,
  no otherwise eligible individuals with disabilities or families including an individual with
  a disability who may benefit from the services provided may be excluded on the grounds
  that they do not have a particular disability.

Describe whether the PJ intends to limit eligibility for a HOME-ARP rental housing or NCS project to a particular qualifying population or specific subpopulation of a qualifying population identified in section IV.A of the Notice:

N/A

If a PJ intends to implement a limitation, explain why the use of a limitation is necessary to address the unmet need or gap in benefits and services received by individuals and families in the qualifying population or subpopulation of qualifying population, consistent with the PJ's needs assessment and gap analysis:

N/A

If a limitation was identified, describe how the PJ will address the unmet needs or gaps in benefits and services of the other qualifying populations that are not included in the limitation through the use of HOME-ARP funds (i.e., through another of the PJ's HOME-ARP projects or activities):

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 with 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

The City does not intend to use HOME-ARP funds to refinance ANY existing debt.

• 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.

The City will enforce this policy

• State whether the new investment is being made to maintain current affordable units, create additional affordable units, or both.

The City intends to invest HOME-ARP funds to create additional affordable units.

• Specify the required compliance period, whether it is the minimum 15 years or longer.

20 Years

• State that HOME-ARP funds cannot be used to refinance multifamily loans made or insured by any federal program, including CDBG.

The City will not use HOME-ARP funds to refinance any multifamily loans.

• Other requirements in the PJ's guidelines, if applicable:

N/A

### **PUBLIC HEARING NOTICE**

<u>City of Newark HOME Investment Partnership Program – American Rescue Plan</u>
<u>Program (HOME-ARP)</u>

PUBLIC HEARING NOTICE City of Newark HOME Investment Partnership Program – American Rescue Plan Program (HOME-ARP)

To address the need for Homelessness Assistance and Supportive Services, the U.S. Department of Housing and Urban Development (HUD) allocated \$9.9 million in HOME-ARP funds to the City of Newark. Funds must be used for activities that primarily benefit qualifying individuals and families who are homeless, at risk of homelessness, or in other vulnerable populations.

Funds will be administered through the City of Newark's Department of Economic and Housing Development with information including eligible activities, qualifying populations, statistics surrounding qualifying populations and available resources.

During the Public Hearings, the City will also present a draft of the HOME-ARP Allocation Plan and accept comments, questions, and recommendations. Considering COVID-19 safety precautions, most of the Public Hearing will be conducted virtually via ZOOM.

Please continue to visit the City's website for updates to meeting dates and times.

Community Outreach and Public Hearing Dates

October 15th

City Plex 12 at 11am

360 - 394 Springfield Ave, Newark

October 19th

via Zoom at 6pm https://us06web.zoom.us/j/ 88989468106 Meeting ID: 889 8946 8106 www.newarknj.gov/departm ents/economichousing

October 26th

via Zoom at 6pm https://us06web.zoom.us/j/ 81797494767 Meeting ID: 817 9749 4767

www.newarknj.gov/departm ents/economichousing

NOTICE IS HEREBY GIVEN that the Draft HOME-ARP Allocation Plan and Substantial Amendment to the FY 2021 Annual Action Plan will be available for a 30-day public review beginning on October 7th, 2022. All referenced documents will be available for review on the City's Department of Economic and Housing Development website www.newarkn j.gov/departments/economic chousing.

Please direct any inquiries or comments regarding the HOME-ARP Allocation Plan in writing to Frank San Martin at fsanmartin@theaubreygro up.org

The comment period will close on November 7th, 2022, at 4:00 pm.

For disability or translation assistance please contact Frank San Martin. 10/17,24/22 \$257.40

# City of Newark HOME-ARP Allocation Plan

**Public** Hearing Agenda

2

- •1. Introduction
- 2. City of Newark Welcome
- · 3. Program requirements overview
- 4. Planned uses and distribution of HOME Investment Partnership Program American Rescue Plan (HOME-ARP) Allocation
- 5. Public comments
- 6. Next steps

Presenter: Frank San Martin – The Aubrey Group

Planned Allocation: \$9,928,468

- Rental Housing \$9,928,468 (100%)
- Non-congregate Shelter \$0
- Supportive Services: \$0
- Nonprofit Operating \$0
- Nonprofit Capacity Building \$0
- Administration and Planning \$0

### **Populations**

4

- Homeless (per McKinney-Vento)
- At risk of homelessness (per McKinney-Vento);
- Fleeing/attempting to flee domestic violence, dating violence, sexual assault, stalking (per VAWA/public housing/HCV definition), or human trafficking (per Trafficking Victims Protection Act of 2000)

For supportive services to prevent homelessness or serve those at greatest risk of housing instability

- $\bullet$  Household with income below 30% AMI and paying more than 50% of income toward housing OR
- Household with income below 50% AMI and at risk of homelessness per McKinney-Vento

3

### Rental Housing

- Construction, acquisition and/or rehabilitation
- • In each HOME-ARP Project
- Not less than 70% of HOME-ARP units for qualifying populations
- Low-HOME rent
- Up to 30% of HOME-ARP units for low-income households • • High-HOME rent
- Must demonstrate positive cash flow for at least 15 years May receive HOME-ARP operating assistance or capitalized operating reserve
   Tenants may receive HOME-ARP supportive services
- Method of Distribution
- Notice of Funding Availability
   Program guidelines
- Underwriting criteria

(NCS)

6

- · New construction or acquisition and/or rehabilitation
- One or more buildings that provide private units or rooms
- No lease or occupancy agreement
- Restricted for occupancy by qualifying populations for 10-15 years depending on development activity
- Tenants can receive supportive services
- May be converted to HOME-ARP rental

5

1

## Supportive Services

7

11

- Three categories
- 1. Qualifying populations (McKinney Vento)
  - Coalinying populations (internity elemby)

    Child care, basic education, employment assistance/job training, food, housing search & counseling, legal services, life skills, mental health, outpatient health, outreach, substance abuse treatment, transportation, case management, mediation, credit repair.
- 2. Other (at risk/unstably housed) populations Same as above but documented differently
- 3. Both qualifying and other populations Housing counseling Requires housing counseling workplan No existing homeowner services

Tenant-based Rental Assistance (TBRA) & Special Assistance to Nonprofit Organizations

8

- Tenant-based Rental Assistance (TBRA)
  - Rental assistance, and security and utility deposit assistance
  - Will require a separate TBRA administrative plan very PHA
- Nonprofit Operating and Capacity Building Assistance
  - For general operating only
  - Organization is carrying out or building capacity to carry out HOME-ARP activity

Planning
Process
Requirements

Consultation/
Public
Participation

Allocation
Plan

Needs
Assessment

Identify
HOME-ARP
Activities

Consideration For The Housing and
Service Needs

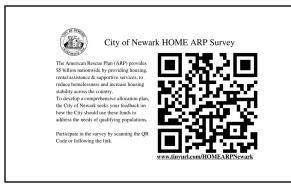
Shelter and Unsheltered Homeless Populations

Needs Assessment
& Gaps Analysis

Other Families Requiring
Services or Housing
Assistance to Prevent Homelessness

Those At Greatest Risk of Housing Instability or In Unstable Housing
Situations

9 10



Community
Input

Please state your name, organization, and location

12

- •Are there supportive services that are underfunded or unavailable and needed to address the needs of qualifying populations?
- •Currently Homeless 1,600 +
- •Funds must be spent by 2030

2

NEXT STEPS Allocation Plan for HUD Review and Approval

- 1. Continuing Consultation
- 2. Needs Assessments & Gap Analysis (Data)
- 3. Activity descriptions, methods of distribution, project selection process
- 4. Public Comment Period and Public Hearing
- 5. Submit to HUD November
- 6. Notice of Funds Available Early 2023



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#### **Draft Survey Questions**

- 1. When you think about the needs of individuals in Newark currently experiencing or at-risk of homelessness, what target populations should be the highest priority?
- 2. Which target population do you believe is in most need of additional assistance to secure permanent housing?
- 3. Of the following choices which populations do you believe has the greatest need for additional assistance and supportive services?
- 4. What do you believe is the area of greatest funding needed for shelter facilities in Newark?
- 5. What is your age range?
- 6. What is your involvement with the following Qualifying Populations: Homeless; At-Risk of Homelessness, Fleeing Domestic Violence, Veterans: other populations?
- 7. How likely are you to apply for Housing Counseling funding?
- 8. How likely are you to apply for Job Readiness services funding?
- 9. How likely are you to apply for Life Skill's Training funding?
- 10. In your opinion, do Housing Counseling services such as housing search, landlord/tenant rights, budgeting, credit education/repair have a significant impact in your community?
- 11. In your opinion, does Job Readiness and/or Life Skills Training have a significant impact in your community?

#### **ASSURANCES - CONSTRUCTION PROGRAMS**

OMB Number: 4040-0009 Expiration Date: 02/28/2022

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:

- 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.
- 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.
- 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.
- Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- 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.

- 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).
- 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 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 statue(s) under which application for Federal assistance is being made; and (i) the requirements of any other nondiscrimination statue(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.
- 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).
- 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."
- 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
End feno	Business Administrator
APPLICANT ORGANIZATION	DATE SUBMITTED
City of Newark	11/30/22

SF-424D (Rev. 7-97) Back

OMB Number: 4040-0004 Expiration Date: 12/31/2022

Application for Federal Assistance SF-424							
* 1. Type of Submission	n:	* 2. Typ	e of Application:	- If F	levision	n, select appropriate letter(s):	
Preapplication		⊠ Ne					
			entinuation	• ()	ner (Spe	aciful:	
Application					iei (ape	i	
Changed/Correc	ted Application	Re	evision	<u> </u>		); <del></del>	
* 3. Date Received:		4. Appli	cant Identifier:				123
11/29/2022					ulus esti	- 100 A	
5a. Federal Entity (den	5a. Federal Entity (dentifier: 5b. Federal Award Identifier:						
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State Use Only:					1012.1	3-0200	
6. Date Received by St	tate:		7. State Application	Ider	tifier		1
			7. State Application	1 1061	iuriei ,		
8. APPLICANT INFOR	RMATION:						
* a. Legal Name: Cit	ty of Newark,	NJ					
* b. Employer/Taxpaye	er Identification Nur	mber (EIN	I/TIN):	٦.	c. UEI:	:	
22-6002138					JGDDJI	DL5BM13	
d. Address:							
* Street1:	920 Broad Str	eet					-
Street2:	Jacob Bloke Gelece						
<u> </u>	V						
	Newark						
l L	Essex						
* State:	State: NJ: New Jersey						
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* Country:	USA: UNITED STATES						
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e. Organizational Un	nit:						
Department Name:	rest (b) Confesse (Confesse Confesse (Block Confesse Conf						
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f. Name and contact	t information of p	erson to	be contacted on i	matte	ers inv	olving this application:	
Prefix: Mr.			* First Nar	ne:	Eri	c	
Middle Name:							
*Last Name: Pennington							
Suffix:							
Title: Business Administrator							
Organizational Affiliation:							
Department of Economic and Housing Development							
* Telephone Number: 973-733-6575 Fax Number:							
*Email: penningtone@ci.newark.nj.us							

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):
Add No. of Polyaria annual
* 10. Name of Federal Agency:
HUD
11. Catalog of Federal Domestic Assistance Number:
CFDA Title:
* 12. Funding Opportunity Number:
14.239: HOME Investment Partnerships Pro
* Title:
City of Newark HOME-ARP Allocation Plan
13. Competition Identification Number:
14. Areas Affected by Project (Cities, Counties, States, etc.):
Add Attachment Delete Attachment View Attachment
* 15. Descriptive Title of Applicant's Project:
City of Newark HOME-ARP Allocation Plan
Attach a prosting decreases as assisted in agency instructions
Attach supporting documents as specified in agency instructions.  Add Attachments  Delete Attachments  View Attachments
Add Attachments   Delete Attachments   View Attachments

Application for Federal Assistance SF-424							
16. Congressional Districts Of:							
* a. Applicant	NJ-010			* b. Prog	gram/Project	NJ-010	
Attach an addition	nal list of Program/Projec	t Congressional Distric	ts if needed.				
			Add Attachment	Delete /	Attachment	View Attachment	*
17. Proposed P	roject:	71 10 10 10 10 10 10 10 10 10 10 10 10 10					
* a. Start Date:	05/01/2023			*	b. End Date:	12/31/2025	
18. Estimated F	unding (\$):			<.>			
* a. Federal		9,928,468.00				7 M 10 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
* b. Applicant		0.00					
* c. State		0.00					
* d. Local		0.00					
* e. Other	1.W2	0.00					
* f. Program Inco	ome	0.00					
* g. TOTAL		9,928,468.00					
* 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:	r.	* Fir	st Name: Eric				
Middle Name:	305.3	A STATE OF THE STA					
* Last Name:	ennington		- 100			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
Suffix:						-	
* Title: Business Administrator							
* Telephone Num	ber: [973-733-6575			Fax Number:			
*Email: penningtone@ci.newark.nj.us							
* Signature of Authorized Representative: Pate Signed: 11/30/2"							

OMB Number: 4040-0007 Expiration Date: 02/28/2022

#### **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:

- 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.
- 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.
- 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.
- Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- 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, (i) 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.
- 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.

- 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).
- 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."
- 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
	Business Administrator
loo kee	
APPLICANT ORGANIZATION	DATE SUBMITTED .
City of Newark	11/30/22
	04

Standard Form 424B (Rev. 7-97) Back

#### **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.

Signature of Authorized Official

11/30/27 Date

Business Admin

## City of Newark

# Notice of Funding Availability (NOFA)

## HOME Investment Partnership (HOME)-American Rescue Plan (ARP)

The City of Newark is expected to receive an estimated \$9.9 million in HOME-ARP Program funds.

HOME-ARP funding was created to assist qualifying populations including individuals or households who are homeless, at risk of homelessness, and other vulnerable populations, by providing housing, rental assistance, supportive services, and non-congregate shelter, to reduce homelessness and increase housing stability across the country.

These grant funds will be administered through HUD's HOME Investment Partnerships Program (HOME).

HOME-ARP funds can be used for the following eligible activities:

- Administration and Planning
- HOME-ARP Rental Housing
- Tenant-Based Rental Assistance (TBRA)
- Supportive Services, Homeless Prevention Services, and Housing Counseling
  - Acquisition and Development of Non-Congregate Shelter
  - Nonprofit Operating and Capacity Building Assistance

The requirements for the use of funds in the HOME-American Rescue Plan Program states that funds must be used to primarily benefit the qualifying populations through four eligible activities.

The City will make funds available for activities once the HOME-ARP Allocation Plan's associated consultation, public participation process and HUD approval process have been completed through the substantial amendment of the FY 2021 Annual Action Plan for the purposes of the HOME-ARP program.

#### No administrative funds will be allowed before HUD's approval

Once an approved HOME-ARP Allocation Plan is complete, the City will solicit applications following the Request for Proposal policies, regulations and procedures of the City's Procurement Department.

For additional information on this NOFA and the HOME-ARP Program, please visit our website at: www.newarknj.gov/departments/economichousing

