

Amended
9/25/19

AMENDED HOUSING RESOLUTION NO. 2019 - 141

AN AMENDED RESOLUTION AUTHORIZING TIMOTHY A. KAUMO, ACTING IN HIS CAPACITY AS CHAIRMAN OF THE BOARD FOR THE ROCK SPRINGS HOUSING AUTHORITY TO ACCEPT AN AMENDED CAPITAL FUND PROGRAM AMENDMENT FOR THE FISCAL YEAR 2020, FOR THE PURPOSE OF RECEIVING \$285,752.00, AND AUTHORIZING THE SUPERVISOR OF HOUSING AND COMMUNITY RESOURCES TO EXECUTE THE CAPITAL FUND PROGRAM AMENDMENT.

WHEREAS, a Capital Fund Program Amendment for the Fiscal Year 2020, for the purpose of receiving \$284,185.00 was accepted and approved by Housing Resolution 2019-134 on September 17, 2019; and,

WHEREAS, the Public Housing Reform Act amended Section 9 of the United States Housing Act of 1937 to provide for a Capital Fund Program (CFP). The new CFP was effective beginning in Federal Fiscal Year 2013, and supersedes the former Comprehensive Improvement Assistance Program (CIAP); and,

WHEREAS, the execution of this Capital Fund Program Amendment will create Capital Fund Grant Number WY01P003501-19 which provides for a funding level of \$285,752.00 for the Rock Springs Housing Authority's Public Housing Program.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ROCK SPRINGS, STATE OF WYOMING.

Section 1. That the Mayor, acting in his capacity as Chairman of the Housing Board and the City Council, acting in its capacity as the Housing Board is hereby authorized, empowered and directed to accept Capital Fund Program funds in the amount of \$285,752.00 and to authorize the Supervisor of Housing and Community Resources to execute the Capital Fund Program Amendment.

PASSED AND APPROVED this 1st day of October, 2019.

President of the Council/Board

Mayor/Chairman of the Board

ATTEST:

City Clerk



April Thompson <april_thompson@rswy.net>

Increase in FY 2019 Capital Fund Award

1 message

PIH OCI <PIHOCI@hud.gov>
Cc: PIH OCI <PIHOCI@hud.gov>

Mon, Sep 23, 2019 at 6:51 AM

Dear Executive Director:

The Department has determined that there is additional Capital Funding available for award for FY 2019. As a result, HUD's Office of Capital Improvements (OCI) has revised the amounts of all FY 2019 Capital Fund Program (CFP) Formula Grants to distribute an additional \$13,321,360 in capital funds. PHAs will see an increase in their FY 2019 CFP Formula Grant awards, and these adjustments will amount to approximately 0.5% of the prior grant amount for most PHAs.

The funding is subject to the original obligation start date of 4/16/2019. The Obligation End Date and Expenditure End Date will also remain unchanged at 4/15/2021 and 4/15/2023, respectively.

Please note that Public Housing Agencies (PHAs) are bound by the terms and conditions of both the ACC/HUD-53012 and the respective Grant Funding Exhibit when they draw down funds in the Department's Electronic Line of Credit Control System (eLOCCS). HUD will update the Grant Funding Exhibit for the 2019 Public Housing Capital Fund Formula Grant to reflect the increase in funding. The revised 2019 Grant Funding Exhibit will be available shortly at:

https://www.hud.gov/program_offices/public_indian_housing/programs/ph/capfund/2018pi/acc

HUD has updated FY 2019 CFP award amounts in eLOCCS. The additional funds will be held in the reserve BLI in eLOCCs (BLI 0100) until your agency successfully submits an Annual Statement/Budget or Budget Revision in EPIC to allocate the additional funds based on work activities in an approved 5-Year Action Plan.

If meeting the current obligation deadline for the FY 2019 CFP award poses a challenge with regard to the additional funding, or you have any other questions, please email PIHOCI@hud.gov and copy your local Field Office representative.

Sincerely,
David Fleischman
Director
Office of Capital Improvements

**Capital Fund Program
(CFP) Amendment**

to the Annual Contributions Contract (ACC) Office of Public and Indian Housing

HUD-52840-A

**U.S. Department of Housing
and Urban Development**

**OMB Approval No. 2577-0075
(exp. 01/31/2021)**

The information collection requirements contained in this document have been approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520) and assigned OMB control number 2577-0075. There is no personal information contained in this application. Information on activities and expenditures of grant funds is public information and is generally available for disclosure. Recipients are responsible for ensuring confidentiality when disclosure is not required. In accordance with the Paperwork Reduction Act, HUD may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection displays a currently valid OMB control number.

Whereas, Public Housing Authority (as identified in the attached Addendum) (herein called the "PHA") and the United States of America, Secretary of Housing and Urban Development (herein called "HUD") have entered into Annual Contributions Contract(s) (ACC(s)), this CFP Amendment to the ACC(s) and the attached Addendum (collectively the Consolidated Annual Contributions Contract).

Whereas, HUD has agreed to provide CFP assistance, to the PHA in the amount specified in the attached Addendum for the purpose of assisting the PHA in carrying out development, capital and management activities at existing public housing projects in order to ensure that such projects continue to be available to serve low-income families. HUD reserves the right to provide additional CFP assistance in this FY to the PHA. HUD will provide a revised CFP Amendment with Addendum authorizing such additional amounts.

Now Therefore, this CFP Amendment with the attached Addendum amends the ACC(s) as follows:

1. This CFP Amendment with Addendum is a part of the ACC(s).

2. The PHA must carry out all development, capital and management activities in accordance with the United States Housing Act of 1937 (the Act), 24 CFR Part 905 (the Capital Fund Final rule) as well as other applicable HUD requirements, except that the limitation in section 9(g)(1) of the Act is increased such that of the amount of CFP assistance provided for under this CFP amendment only, the PHA may use no more than 25 percent for activities that are eligible under section 9(e) of the Act only if the PHA's HUD-approved Five Year Action Plan provides for such use; however, if the PHA owns or operates less than 250 public housing dwelling units, such PHA may continue to use the full flexibility in section 9(g)(2) of the Act.

3. The PHA has a HUD-approved Capital Fund Five Year Action Plan and has complied with the requirements for reporting on open grants through the Performance and Evaluation Report. The PHA must comply with 24 CFR 905.300 of the Capital Fund Final rule regarding amendment of the Five-Year Action Plan where the PHA proposes a Significant Amendment to the Capital Fund Five Year Action Plan.

4. For cases where HUD has approved a Capital Fund Financing Amendment to the ACC, HUD will deduct the payment for amortization scheduled payments from the grant immediately on the effective date of this CFP Amendment. The payment of CFP funds due per the amortization

scheduled will be made directly to a designated trustee within 3 days of the due date.

5. Unless otherwise provided, the 24-month time period in which the PHA must obligate this CFP assistance pursuant to section 9(j)(1) of the Act and 48-month time period in which the PHA must expend this CFP assistance pursuant to section 9(j)(5) of the Act starts with the effective date of this CFP amendment (the date on which CFP assistance becomes available to the PHA for obligation). Any additional CFP assistance this FY will start with the same effective date.

6. Subject to the provisions of the ACC(s) and paragraph 3, and to assist in development, capital and management activities, HUD agrees to disburse to the PHA or the designated trustee from time to time as needed up to the amount of the funding assistance specified herein.

7. The PHA shall continue to operate each public housing project as low-income housing in compliance with the ACC(s), as amended, the Act and all HUD regulations for a period of twenty years after the last disbursement of CFP assistance for modernization activities for each public housing project or portion thereof and for a period of forty years after the last distribution of CFP assistance for development activities for each public housing project and for a period of ten years following the last payment of assistance from the Operating Fund to each public housing project. However, the ACC shall remain in effect for so long as HUD determines there is any outstanding indebtedness of the PHA to HUD which arose in connection with any public housing project(s) under the ACC(s), and provided further that, no disposition of any project covered by this amendment shall occur unless approved by HUD.

8. The PHA has accepted all CFP assistance provided for this FY. If the PHA does not comply with any of its obligations under this CFP Amendment and does not have its Annual PHA Plan approved within the period specified by HUD, HUD shall impose such penalties or take such remedial action as provided by law. HUD may direct the PHA to terminate all work described in the Capital Fund Annual Statement. In such case, the PHA shall only incur additional costs with HUD approval.

9. Implementation or use of funding assistance provided under this CFP Amendment is subject to any corrective action order(s) in effect.

10. The PHA is required to report in the format and frequency established by HUD on all open Capital Fund grants awarded, including information on the installation of energy conservation measures.

11. If CFP assistance is provided for activities authorized pursuant to agreements between HUD and the PHA under the Rental Assistance Demonstration Program, the PHA shall

follow such applicable statutory authorities and all applicable HUD regulations and requirements. For *total conversion* of public housing projects, the provisions of the ACC shall remain in effect for so long as HUD determines there is any outstanding indebtedness of the PHA to HUD which arose in connection with any public housing projects(s) under the ACC(s), and provided further that, no disposition or conversion of any public housing project covered by these terms and conditions shall occur unless approved by HUD. For *partial conversion*, the PHA shall continue to operate each non-converted public housing project as low-income housing in accordance with paragraph 7.

12. CFP assistance provided as an Emergency grant or a Safety and Security grant shall be subject to a 12-month obligation and 24-month expenditure time period. CFP assistance provided as a Natural Disaster grant shall be subject to a 24-month obligation and 48-month expenditure time period. The start date shall be the date on which such funding becomes available to the PHA for obligation. The PHA must record the Declaration(s) of Trust within 60 days of the effective date or HUD will recapture the funds.



ROCK SPRINGS HSG AUTHORITY

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Grant: WY01P003501-19 (CFP) Capital Fund Program

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Contractual Organization		DUNS Organization	Contract Dates		HUD Funding
		DUNS: 138731232	Renewal Date: 01-04-2020	LOCCS Created: 04-11-2019	Obligated: 285,752.00
Tax ID: 83-0211366		Tax ID: 83-0211366 ✓ Matches contractual org.			Contracted: 285,752.00
ROCK SPRINGS HSG AUTHORITY		ROCK SPRINGS, CITY OF		Obligation Start: 04-16-2019	LOCCS Authorized
233 C Street		233 C ST			Authorized: 285,752.00
Rock Springs, WY 82901-6220		ROCK SPRINGS, WY 82901-6220		Obligation End: 04-15-2021	Disbursed: 0.00
Payee Organization:		Region: 08 - ROCKY MOUNTAIN			In process: 0.00
- same as contractual-		Office: 01 - COLORADO STATE OFC		Disbursement End: 04-15-2023	Balance: 285,752.00



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Unavailable for drawdown

Status	Line Item	Name	Authorized	Disbursed	Payments in Process	Balance
	0100	Reserved Budget	1,567.00	0.00	0.00	1,567.00
	1406	Operations	253,685.00	0.00	0.00	253,685.00
	1408	Management Improvement	2,000.00	0.00	0.00	2,000.00
	1480	General Capital Activity	28,500.00	0.00	0.00	28,500.00
		Totals	285,752.00	0.00	0.00	285,752.00



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Civil Rights Certification
(Qualified PHAs)

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing
OMB Approval No. 2577-0226
Expires 02/29/2016

Civil Rights Certification

Annual Certification and Board Resolution

Acting on behalf of the Board of Commissioners of the Public Housing Agency (PHA) listed below, as its Chairman or other authorized PHA official, I approve the submission of the 5-Year PHA Plan for the PHA of which this document is a part, and make the following certification and agreements with the Department of Housing and Urban Development (HUD) in connection with the submission of the public housing program of the agency and implementation thereof:

The PHA certifies that it will carry out the public housing program of the agency in conformity with title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990, and will affirmatively further fair housing by examining their programs or proposed programs, identifying any impediments to fair housing choice within those program, addressing those impediments in a reasonable fashion in view of the resources available and working with local jurisdictions to implement any of the jurisdiction's initiatives to affirmatively further fair housing that require the PHA's involvement and by maintaining records reflecting these analyses and actions.

<u>Rock Springs Housing Authority</u>	<u>WY003</u>
PHA Name	PHA Number/HA Code

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate. **Warning:** HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official	Timothy A. Kaumo,	Title: Mayor
Signature		Date

Request for Release of Funds and Certification

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

OMB No. 2506-0087
(exp. 3/31/2011)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) Capital Fund Program 2019	2. HUD/State Identification Number WY01P003501-19	3. Recipient Identification Number (optional) WY003
4. OMB Catalog Number(s)	5. Name and address of responsible entity Rock Springs Housing Authority 233 C Street Rock Springs, WY 82901	
6. For information about this request, contact (name & phone number) April Thompson 307-352-1471	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request Department of Housing & Urban Development-Office of Public Housing		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) Rock Springs Housing Authority 2019 Capital Fund Program	10. Location (Street address, city, county, State) 233 C. Street, 530 Gobel, 2125-2185 Century Blvd, 3102 Dewar Dr.#1-30, 1405-1465 Thompson St. Rock Springs, WY Sweetwater County, WY
11. Program Activity/Project Description Operating Costs: Insurance, Software Support,Resident Managers Concrete repair, Gutter Repair,Exterior Door Replacement, Flooring Replacement Roof Replacement, Playground replacement and or upgrades	

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal ☐ did ☒ did not require the preparation and dissemination of an environmental impact statement.
4. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
5. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
6. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

7. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
8. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

Title of Certifying Officer

Timothy A. Kaumo Mayor

Date signed

X

Address of Certifying Officer

**212 D Street
Rock Springs, WY 82901**

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

Title of Authorized Officer

Date signed

X

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)