

BOARD OF COUNTY COMMISSIONER'S MEETING

Thursday, September 29th, 2022

224 Seminary Street

Kenansville, N.C. 28349

The Duplin County Board of Commissioners met at 12:00 p.m. on Thursday, September 29th, 2022 in the Commissioners Room located at 224 Seminary Street, Kenansville, NC.

Present: Commissioners: Dexter B. Edwards; Jesse L. Dowe, III.; Elwood Garner; Kennedy Thompson and Wayne Branch.

Also Present: Mr. Davis H. Brinson, County Manager/Clerk to the Board; Trisha-Ann Hoskins, Administrative Officer/Deputy Clerk; Tracy Chestnutt, Finance Officer; and Mr. Tim Wilson, County Attorney.

Call to Order

The meeting was called to order by Chairman Edwards.

Invocation and Pledge of Allegiance

Invocation was given by Assistant County Manager/Airport Director Mr. George Futrelle. The Board then led those in attendance in the pledge of allegiance to the flag of the United States of America.

Approval of the Meeting Agenda

Motion was made by Commissioner Branch, seconded by Commissioner Dowe, carried unanimously to approve the meeting agenda.

AGENDA

Public Comments

No Public Comments

End Public Comments

Matthew Barwick, Director of Emergency Management/Fire Marshal, appeared to give the Board an update on the impending threat from former Hurricane and current Tropical Storm Ian.

Ryan Cox, President of Insight Planning & Development, appeared before the Board to conduct a public hearing on the 2022 CDBG-NR Duplin County Application and request adoption of a resolution authorizing the submittal of a formal application to the NC Department of Commerce. The Rural Development Division of the NC Department of Commerce has announced the availability of Community Development Block Grant — Neighborhood Revitalization (CDBG-NR) funds for activities within the County. CDBG-NR funds can be used for a variety of different activities in support of the North Carolina Department of Commerce's Rural Economic Development Division's three livability principles: (1) to promote equitable, affordable housing; (2) support existing communities; and (3) value communities and neighborhoods. Eligible activities must meet at least one of

the three CDBG national objectives to be eligible: (1) benefit low-and-moderate income (LMI) persons; (2) prevent or eliminate slums or blight; or (3) meeting other community development needs that are deemed to be urgent because of existing conditions pose a serious and immediate threat to the health and welfare of the community, and other financial resources are not available to meet the need. Eligible activities include: Community Revitalization, Housing Rehabilitation, Scattered-Site Housing, Public Facilities, Housing Development, and Water and Sewer Connections to Existing Housing.

The maximum grant request is \$950,000. The Program does not require a local match. Applications are due by September 30, 2022; however, an extension has been requested.

The Board of Commissioners must conduct two (2) public hearings prior to submission of an application. The first is to receive public comment about possible application activities. The second is to explain to the public the contents of the proposed application.

The first public hearing was held on September 6, 2022. This second public hearing has been properly advertised in the Wilmington Star News newspaper.

Mr. Cox advised that five (5) residences were chosen to be funded in this round of CDBG-NR funding. The amount of requested funding is \$617,222.00.

Chairman Edwards Opened the Public Hearing

No Public Comments

Chairman Edwards Closed the Public Hearing

Motion was made by Commissioner Garner, seconded by Commissioner Dowe, carried unanimously to adopt resolution authorizing the submittal of a formal application to the NC Dept. of Commerce for the 2022 CDBG-NR program in order to provide housing improvement activities benefitting primarily low-to-moderate income individuals in the County.

The Board conducted a workshop on the possible construction of a new Duplin County Detention Center/Jail. Architect Dan Mace, AIA and Todd Davis, Sr. Vice President both of Moseley Architects presented options to the Board for their consideration. In addition, U.S. Marshal Michael East of the Eastern North Carolina District discussed possible usage of bed space in the proposed facility by the U.S. Marshal's Service. Duplin County Sheriff's Office Chief Deputy Phil Humphrey and Capt. Andrew Hanchey of the Detention Center Division represented the Sheriff's Office.

Motion was made by Commissioner Garner, seconded by Commissioner Branch, carried unanimously to adjourn until Monday, October 3rd, 2022 at 6:00 p.m. for a Commissioners Meeting at the Administrative Building located at 224 Seminary Street in Kenansville, N.C.



Davis H. Brinson
Clerk to the Board



TROPICAL STORM IAN BRIEFING

6:00 AM ET
Thursday, September 29,
2022

What has changed: Tropical Storm WARNING has been issued up through Cape Lookout. Wind Advisory for Outer Banks including Ocracoke. Coastal Flood Warnings and Advisories Updated.

Next Briefing: Thursday, September 29, by 6 PM EDT

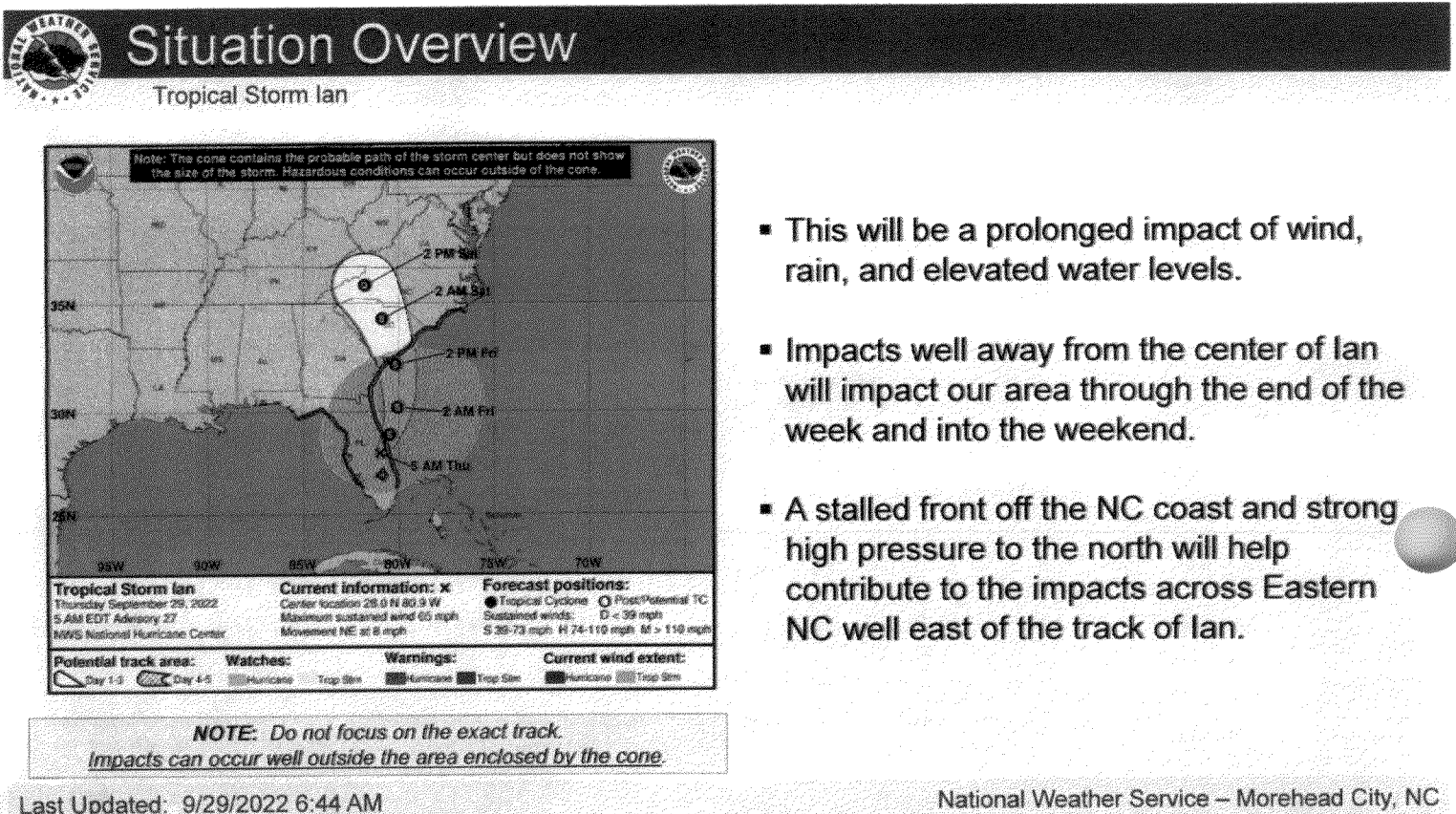
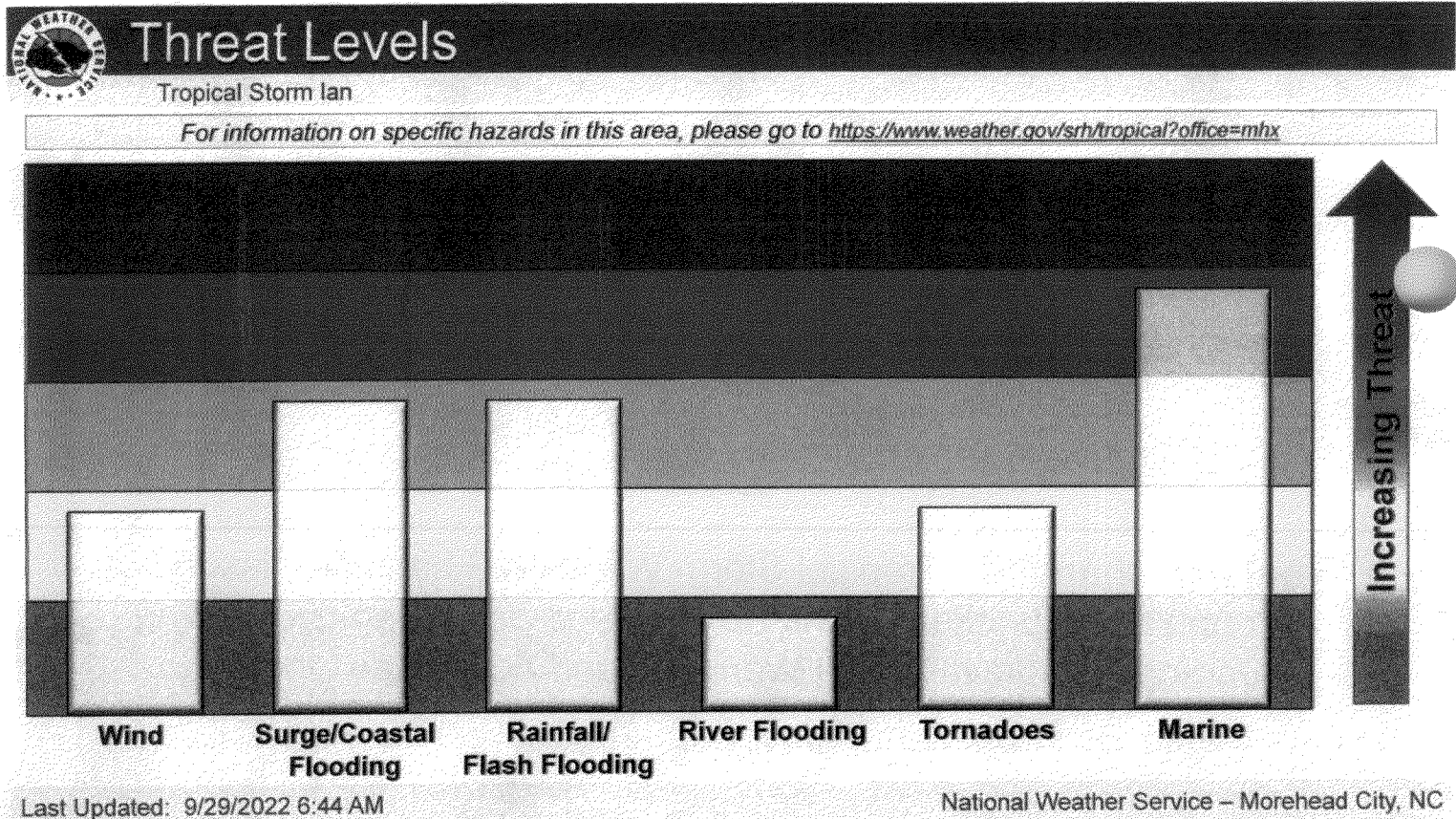
Disclaimer: The information contained within is time-sensitive. Do not use after 5:00 am EDT Thursday.



Situation Overview

Tropical Storm Ian

Hazard	Impacts	Location	Timing
 Coastal Flooding/Inundation	Long duration event resulting in 1-3 ft AGL of inundation along low lying areas. 2 to 4 feet possible especially up the Neuse River.	Greatest potential across southern/western Pamlico Sound, Neuse & Bay Rivers, Pamlico River. Other areas include Oceanside OBX, Core Sound, Bogue Sound, Oceanside Crystal Coast	Thursday through Saturday.
 Flooding Rain	Potential for flash flooding due to heavy tropical rains, minor river flooding possible.	All of Eastern NC.	Thursday evening through early Saturday morning.
 Wind	Strong NE winds will persist over an extended period, may cause isolated minor issues.	Coastal NC and adjacent inland counties.	Thursday through Saturday.
 Tornado	A few tornadoes possible.	All of Eastern NC.	Friday through Saturday.
 Marine	Strong winds and large/dangerous seas 6 to 15 feet.	Coastal waters and eastern sounds/tidal rivers	Thursday Morning through Sunday.



Tropical Storm Ian



National Weather Service – Morehead City, NC

Tropical Storm Ian



National Weather Service – Morehead City, NC

Potential Tornado Impacts

Tropical Storm Ian



- A few tornadoes are possible Friday and Friday night.
- Tornado threat will likely persist into this weekend

Last Updated: 9/29/2022 6:45 AM

National Weather Service – Morehead City, NC

Key Take-Aways

Tropical Storm Ian

Confidence is HIGH that Ian will bring MODERATE impacts to eastern NC.



Long duration of elevated water levels. Minor to moderate coastal flooding possible through the weekend with peak values of 1-3 ft AGL possible, and up to 2 to 4 up the Neuse River.



Potential for flash flooding due to heavy tropical rains, minor river flooding possible.



Prolonged period of gusty northeast/east winds through Saturday.



A few tornadoes possible Friday through Saturday.



Strong winds and large/dangerous seas 6 to 15 feet through the weekend.

Last Updated: 9/29/2022 6:45 AM

National Weather Service – Morehead City, NC

APPLICATION SUMMARY -- 2022 CDBG Neighborhood Revitalization Program

1. Applicant's name		Duplin County	2. Date
a. Mailing Address		PO Box 910	x Original dated: 09/29/2022
b. City and Zip Code		Kennettville 28349	
c. County		Duplin	
d. Contact Person		Davis H. Robinson, County Manager	□ Amendment dated: ____/____/____
e. Telephone Number		(910) 296-2100	
f. Fax Number		(910) 296-2107	
g. e-mail address		dhrobinson@duplincountync.com	
h. LEI Number		K2M4GK5262K3	
3. Preparer's Name		Jessie Mears, Compliance Specialist	c. Telephone Number
a. Firm's Name		Insight Planning & Development	(910) 392-0060, Ext. 107
b. Mailing Address		5030 New Centre Drive, Suite A	
c. City and Zip Code		Wilmington 28403	f. Fax Number
d. e-mail address		jmlars@insight-pd.com	N/A
4. Developer's Name		N/A	c. Telephone Number
a. Mailing Address			N/A
b. City and Zip Code			a. Fax Number
5. Development Name		N/A	N/A
a. Street Address			
b. City and Zip Code			
c. Ownership Entity			
6. Program Category	7. Project Number	8. Project Name	9. CDBG Funds Requested
c	1	Duplin County 2022 CDBG-NR Program	\$617,222
Rural Community Development Only	1		\$
10. Certification by the Chief Elected Official			
a) I certify that to the best of my knowledge and belief:			
1. Data in this application is true and correct.			
2. Opportunities have been provided for citizen participation and access to information concerning the proposed activities.			
3. This document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached certifications and state standards if the assistance is approved.			
b) I acknowledge that, if funded, this application is part of the Grant Agreement.			
a. Typed Name and e-mail Address of Chief Elected Official		Dexter B. Edwards, dexter.edwards@duplincountync.com	
b. Typed Title		Chairman, Duplin County Board of Commissioners	
c. Signature			
d. Typed Date		September 29, 2022	
Date Received:		For REPD Use Only	
Application Number:			

FEDERAL REQUIREMENTS AND CERTIFICATIONS

The applicant hereby assures and certifies that:

- a) It will comply with all applicable federal and state laws, regulations, rules, and Executive Orders.
- b) It possesses legal authority to apply for the grant, and to execute the proposed program.
- c) Its governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the identified as the official representative of the applicant to act about the application and to provide such additional information as may be required.
- d) It is following a detailed, written citizen participation plan which will provide opportunities for citizen participation, hearings, and access to information with respect to its community development program that are comparable to those required of grantees under Section 104(a) of the Act and in accordance with Rule 1002 of the North Carolina Community Development Block Grant Administrative Rules.
- e) Its chief elected official or other officer of the applicant if assistance is approved by Rural Economic Development Division:
 - 1) Consents to assume the status of the "responsible Federal Official" as that term is used in Section 102 of the National Environmental Policy Act (NEPA), Section 104(f) of Title 1 of the Housing and Community Development Act of 1974, as amended, and other provisions of Federal law, as specified in 24 CFR 58.5 which further the purposes of NEPA.
 - 2) Is authorized and consents on behalf of the applicant and himself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his responsibilities as such an official.
 - 3) Consents to review and comment on all Environmental Impact Statements prepared for Federal projects which may have an impact on the applicant's/recipient's community development program.
 - 4) Consents to perform all coordination functions required under 24 CFR Part 58 and 40 CFR Parts 1500-1508.
- f) The CDBG-NR Program has been developed to give maximum feasible priority to activities which will benefit low and moderate-income families or aid in the prevention or elimination of slums and blight. The requirement for this certification will not preclude Commerce from approving an application where the applicant certifies, and Commerce determines, that all or part of the CDBG-NR Program activities are designed to meet other community development needs having urgency as specifically explained in the application in accordance with Section .0800 of 4 NCAC 19L of the North Carolina Administrative Code.
- g) Its program will be conducted and administered in conformity with Public Law 86-352 and Public Law 90-284, and that it will affirmatively further fair housing.
- h) It will comply with all provisions of 4 NCAC 19L of the North Carolina Administrative Code, entitled North Carolina Community Development Block Grant Program.
- i) It will give Commerce, HUD, and the Comptroller General through any authorized representative access to and the right to examine all records, books, papers, or documents related to the grant.

- j) It will establish safeguards to prohibit employees from using positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
- k) It will follow a residential anti-displacement and relocation assistance plan that is in accordance with the provisions of Section 104(d) and all other provisions of the Act.
- l) It will not attempt to recover any capital costs of public improvements assisted in whole or part under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged to assessment made as a condition of obtaining access to such public improvements, unless (i) funds received under Section 106 are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (ii) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, the grantee certifies to the Secretary or such State, as the case may be, that it lacks sufficient funds received under Section 106 to comply with requirements of clause (i).
- m) It has or will develop a plan that identifies community development and housing needs, including the needs of low and moderate-income persons, and the activities to be undertaken to meet such needs.
- n) Its notification, inspection, testing, and abatement procedures concerning lead-based paint will comply with 24 CFR Part 35.
- o) When issuing statements, press releases, request for proposals, bid solicitation and other documents describing the above-mentioned program such as the environmental review, public hearings, fair housing notices, etc., it shall clearly state:
 - 1) The percentage of the total cost of the project which will be financed with CDBG money, and
 - 2) the dollar amount of CDBG funds for the project.
- p)
 - 1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, 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 Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
 - 3) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants, and contracts under grant, loans, and cooperative agreements) and that all sub recipients shall certify and disclose accordingly.

- q) It has adopted and will enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations and has adopted and is enforcing a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction in accordance with Section 519 of Public Law 101-144, (the 1990 HUD Appropriations Act).
- r) All project areas are either not in a floodplain, or if the project area is in a floodplain, the applicant participates in the flood insurance program. All properties assisted in the project will be covered for flood insurance prior to beginning construction, and all public facilities will be constructed to comply with applicable floodplain regulations.

CERTIFICATION OF ABILITY

The Town/City/County of Duplin hereby certifies its ability to meet Federal Performance and Procurement Requirements with Certification as further expanded in the preceding attachments.

Name of Chief Elected Official Dexter B. Edwards
 Title Chairman
 Signature [Signature]
 Date September 29, 2012

Disclosure Report Instructions

Who should complete the report:

All applicants who expect to receive an aggregate amount of covered federal assistance for a project or activity that exceeds \$200,000 are required to make certain disclosures. State CDBG funds are covered by the requirement, as are most other programs where funds are administered by or passed through the U.S. Department of Housing and Urban Development. Therefore, all applicants of more than \$200,000 in State CDBG funds, including anticipated program income, should complete the report. In addition, any applicants to a State grantee for a sub grant should complete the report if more than \$200,000 in covered assistance is or can reasonably be anticipated. The requirement addresses the aggregate amount of assistance. Therefore, if the applicant anticipates less than \$200,000 in CDBG assistance but, intends to combine the funds with enough other covered assistance (such as Section 8 project-based Housing Assistance Payments) to exceed \$200,000 in total assistance, the applicant must make the disclosures. Any applicant/recipient who is required to complete a disclosure report for another agency in conjunction with a project assisted with State CDBG funds may submit a copy of that disclosure report to the Rural Economic Development Division rather than completing a separate report. Recipients who have previously filed disclosure reports must file update reports if the information in the original report changes either because of later developments subject to disclosure, or because of changes in the amount of government assistance, the sources of funds, or the uses of funds equal to the lower of \$250,000 or 10 percent of the applicable base (usually total project costs), or because of an increase in the financial interest of a person equal to the lower of \$50,000 or 10 percent of such interest.

Detailed Instructions:

1. Enter the name, address, and telephone number, including area code, of the applicant or recipient.
2. Indicate whether the report is an initial report or an update report.
3. Enter the Social Security Number or the Employer Identification Number of the applicant or recipient.
4. Enter the project name and indicate the location as detailed and specific as possible. In the case of update reports, give the CDBG grant number.
5. Enter the total amount of assistance being requested as stated in the application, including anticipated program income. In the case of update reports, enter the total amount of assistance provided per the funding approval and anticipated program income.
6. Indicate whether other government assistance is being provided, or can reasonably be expected to be provided, for the project. Other government assistance includes any loan, grant, guarantee, insurance payment, rebate, subsidy, credit, tax benefit, or any other form of direct or indirect assistance from the Federal government, a State, or a unit of general local government, or any agency or instrumentality thereof, that is, or is expected to be made, available with respect to the project or activities for which the assistance is being sought.

If other government assistance is provided, or expected to be provided for the project, all such assistance must be disclosed on attachments incorporated into the report. The disclosures should list the granting agency, the program and type of assistance (e.g., grant, loan, guarantee), and the amount expected to be made available.

Disclosures need only be made once, so that if this information is given in the Sources and Uses attachments, this may be indicated by checking the appropriate blank under "6. Other Government Assistance" on the Attachments page of the report.

7. Indicate whether there are persons with a reportable financial interest in the project. "Person" means an individual, corporation or business, unit of general local government or other governmental entity or agency or any other organization or group of people. A reportable financial interest is any financial involvement in the project including equity interest, shares in any profit on resale or distribution of cash or other assets, or receipt of compensation for goods or services provided in connection with the project or activities, which can be expected to exceed the lower of \$50,000 or 10 percent of the assistance sought. Compensation for performance of a contract procured under Federal procurement regulations is not, by itself, a covered financial interest. Residency of an individual in housing for which assistance is being sought is not, by itself, considered a covered financial interest.

If there are parties with a reportable financial interest, the name and pecuniary interest of the parties must be disclosed in referenced attachments. If the party is an entity such as a unit of government or a corporation, the disclosure must include an identification of each officer, director, and/or principal stockholder. The pecuniary interest disclosure must include the type of participation (such as owner, contractor, investor) and the amount of the financial interest expressed both as a dollar amount and as a percentage of the amount of assistance involved.

8. Reference the statement or statements attached to the report showing the sources and uses of the funds available for, or expected to be available for, the project. Disclosure must be made of the gross amount of funds from all sources, including both governmental and non-governmental sources of funds and private capital resulting from tax benefits. For most projects, the financial forms in the appropriate guidelines will be adequate to document sources and uses. Please note, however, that if the "Other Government Assistance" disclosure section references the Sources and Uses Disclosures, then these Disclosures must identify the program and type of assistance.

9. Certification: The signatory certifies that all information in the report is complete and accurate. That is, except as disclosed in the report and attachments, there is no other government assistance, no other interested parties, and no other sources and uses of funds.

DISCLOSURE REPORT

1. Applicant/Recipient Name, Address, and Phone:

Duplin County
224 Seminary Street
Kenansville, North Carolina 28349
(910) 296-2100

2. Check One: ☒ Initial Report ☐ Update Report

3. Social Security Number or Employer ID Number: 56-6000296

4. Project Name and Location: Jones County 2022 CDBG-NR Program, Scattered Locations throughout Jones County, NC

5. Total Amount requested/received (including anticipated program income): \$ 617,222

6. Other government assistance. (Check One):

☒ No other government assistance is, or is expected to be, provided for this project below/attached page(s).
☐ All other government assistance provided for this project is listed on the table below/attached page(s).

(Note: Disclosures must be complete and accurate but, need to be made only once for this report. If assistance is reported in the Sources and Uses disclosure section, then it need not also be reported here. If there is assistance reportable here, but reported only in the Sources and Uses disclosure, (check here):

Assistance is disclosed in Sources and Uses Attachments

Agency Name and Address	Program and Type of Assistance	Amount Requested/Received

7. Interested Parties. (Check One):

☒ No parties have a reportable financial interest in this project. Interested parties include developers, contractors, consultants, individuals, entities including units of government with a financial interest greater than \$50,000 or 10 percent of the assistance (whichever is lower; being a party to a contract procured under Federal procurement regulations at 2 CFR Part 200 does not, by itself, constitute a reportable financial interest).

☐ All parties with a reportable financial interest are listed on table below/attached page(s).

Name and Address	Type of Participation	Interest (\$ and %)

8.

All expected sources of funds available or expected to be available for the project or activity and all reportable uses of funds are included in the application for funds and on the following forms (check all that apply):

☒ CDBG PROJECT BUDGET

☐ CDBG LOCAL COMMITMENT FORM

☐ Other Attachment(s). Describe: _____

9.

Certification:

I hereby certify that all information in this report and its attachments is true and complete.



September 29, 2022
Date

STATE CDBG PROGRAM REGULATIONS

Citizen Participation

If funded, the grantee will have documentation on file of compliance with citizen participation requirements in the application process 4 NCAC 19L 1002 (b); publisher's affidavits of notices and minutes signed by the town or county clerk of the two required public hearings.

Project Administration

- The grantee is responsible for CDBG oversight. If funded, the grantee will supervise the implementation of the project as follows:
- The local government manager reviews and signs off on all project reports.
- The project administrator or local government staff will present and give at least quarterly written status reports to the elected board. A signed copy of the quarterly report must be submitted to the grant representative for review.
- At least two persons from the local government listed on the signatory cards will review and sign off on invoices and requests for payment.
- Maintain all project files at the local government offices and make them available to citizens during regular business hours.

Audits/Compliance

CDBG grantees expending \$25,000 or more in a fiscal year are required to have funds audited for the CDBG program. CDBG funds can be used to pay for the CDBG portion of the audit provided the grantee has expended \$750,000 or more in the fiscal year in total federal awards (CDBG and other federal funds). If the grantee has expended less than \$750,000 in total federal awards, the grantee may budget local funds in the administrative line item in the CDBG application to pay for the CDBG portion of the audit and claim the local administrative funds as local commitment.

Housing

- ❑ **Substantial Rehabilitation:** Any rehabilitation cost above \$72,000 per unit or \$70 per square foot which would include the Lead Based Paint cost and any other additional funds is considered substantial rehabilitation and requires the prior approval of REDD.
- ❑ **Manufactured Homes Policy:** Manufactured homes rehabilitated with CDBG funds must be converted into real property (per G.S. 105-273 paragraph 13) that is owned and occupied by the homeowner prior to any rehabilitation.

The CDBG assistance must be secured by a Note and Deed of Trust at the time of rehabilitation. The maximum amount that may be spent rehabilitating a manufactured home is \$20,000. No CDBG funds may be spent to rehabilitate any manufactured home built prior to 1978.

In addition, the grantee will adhere to the following:

1. Adopt a financial design for rehabilitation that meets the minimum REDD criteria. The financial design must be submitted to REDD for review.

2. Prior to rehabilitating a house with a pit privy/outhouse or no wastewater disposal system, if public sewer is unavailable, contact the local health department for a determination whether the property can be permitted for an on-site wastewater system. If not, the family should be relocated.
3. Clear titles as required in the application.
4. Work with the State Health Hazard Control Unit and local government departments to comply with federal and state lead-based paint requirements. In addition, ensure rehabilitation design will address lead-based paint hazards.
5. Voluntary withdrawal from the program, document with evidence on file.
6. Establish and implement a home maintenance program to instruct occupants of rehabilitated houses, including (1) maintenance of any on-site wastewater systems and/or wells or (2) maintenance of newly installed indoor plumbing.
7. Install water saving devices in houses with on-site septic tanks. If facets need to be replaced install a water saving device. See Bulletin 02-5, Low Flow Plumbing Fixtures
8. If undertaking voluntary clearance, document with evidence on file that property owners are aware of and agree to voluntary clearance.
9. If undertaking rehabilitation, acquisition and/or clearance of dwellings, comply with state notification, certification, and disposal requirements for asbestos.
10. If acquiring property with a dwelling, maintain a plan for residential reuse of the residential property.
11. If undertaking temporary or permanent relocation, budget adequate funds based on the costs of housing in the area.
12. If abandoning outhouses or septic tanks, budget adequate funds to cover related costs in accordance with state and local health department regulations.
13. Establish a written recipient referral procedure to address non-CDBG needs (i.e., social services, credit counseling, employment etc.)
14. Low and moderate beneficiaries may not be charged for tap fees or assessments for water or sewer improvements.
15. All items rehabilitated, if required under the building code, must be permitted, and inspected.
16. Procurement and bid request for rehabilitation should include a section that describes the estimated man hours expended on the project. It should include both administration and labor.

Housing

When using CDBG funds for housing activities, if funded, grantee will adhere to the following:

Comply with the new Lead-Based Paint regulations 24 CFR Part 35, the Lead-Based Paint Poisoning Prevention Act and the "Lead-Based Paint Hazard Reduction Guidelines for North Carolina Small Cities Community Development Block Grant Recipients" published by Rural Economic Development Division.

Program Income

If the local government makes a loan to the developer, a plan for reuse of program income will be developed and subject to REDD approval.

Legally Binding Commitment (LBC)

The local government will develop and execute an LBC with the non-profit or for-profit developer subject to REDD requirements.

The applicant hereby assures and certifies that by his/her signature, its duly authorized official has read and understands the State CDBG Program Standards and, if funded, will adhere to all standards applicable to the funded project.

Name of Chief Elected
Official

Dexter B. Edwards

Title

Chairman

Signature



Date

September 29, 2022

Instructions for Debarment Certifications

1. By signing and submitting this form, the prospective participant is providing the certification set out on the "Certification Regarding Debarment, Suspension and Other Responsibility Matters" in accordance with these instructions.
2. Consequences of False Certification - The certification is a material representation of fact upon which reliance was placed when this transaction was entered. If it is later determined that the prospective participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. Errors in Certifying - The prospective participant shall provide immediate written notice to the person to which this proposal is submitted if, at any time, the prospective participant learns that its certification was erroneous when submitted or has become erroneous because of changed circumstances.
4. Definitions and Further Guidance - The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause have the meanings set out in the Definitions and Coverage section of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations or you may refer to the *Federal Register*, Vol. 70, No. 168, pages 51863 -51880.
5. Certification Extends to Subcontractors - The prospective participant agrees by submitting this form that, should the proposed covered transaction be entered, it shall not knowingly enter any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. Certification Included in Subcontracts - The prospective participant further agrees by submitting this form that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. Reliance on Certification - A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Non-Procurement List.

- 8. New System of Records Not Required - Nothing contained in the foregoing should be construed to require establishment of a system of records to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 9. Consequences for Use of Ineligible Sub grantees - Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies including suspension and/or debarment

CERTIFICATIONS REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS

Applicants should refer to the regulations cited on page 67. Applicants should also review the instructions for certification included in the regulations before completing this form, signature on this form provides for compliance with certification requirements implementing Federal Executive Order 12549 and guidance issued in the *Federal Register*, Volume 70, No. 168, pages 51863 through 51890 for "Government wide Debarment and Suspension (Non-procurement)." The certification shall be treated as a material representation of fact upon which reliance will be placed when the Rural Economic Development Division determines to award the covered transaction, grant or cooperative agreement. As required by Executive Order 12549, Debarment and Suspension, for prospective participants in primary covered transactions:

- 1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by a Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph 1)(b) of this certification; and
 - d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
- 2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification(s).

Name of Applicant/Grantee	Grant Number and Project Name
Duplin County	Duplin County 2022 CD86-NR Program
Printed Name and Title of Authorized Representative	
Dexter B. Edwards, Chair, Duplin County Board of Commissioners	
Signature	Date
	September 29, 2022

APPLICATION SUMMARY – 2022 CDBG Neighborhood Revitalization Program

1. Applicant's name		Daphn County	2. Date
a. Mailing Address		PO Box 910	X Original dated: 09/29/2022
b. City and Zip Code		Kennettville 28349	
c. County		Daphn	checkbox Amendment dated: ____/____/____
d. Contact Person		Davis H. Branson, County Manager	
e. Telephone Number		(910) 296-2100	
f. Fax Number		(910) 296-2107	
g. e-mail address		dhbranson@daphncountync.com	
h. DLI Number		KZNDK5562K3	
i. Preparer's Name		Jessie Miano, Compliance Specialist	
a. Firm's Name		Insight Planning & Development	c. Telephone Number (910) 392-0066 Ext. 107
b. Mailing Address		5030 New Centre Drive, Suite A	
c. City and Zip Code		Wilmington 28403	f. Fax Number
d. e-mail address		jhmiano@insight-pd.com	N/A
1. Developer's Name		N/A	g. Telephone Number
a. Mailing Address			N/A
b. City and Zip Code		N/A	h. Fax Number
i. Development Name		N/A	N/A
a. Street Address			
b. City and Zip Code			
c. Ownership Entity			
e. Program Category		8. Project Name	9. CDBG Funds Requested
C		Daphn County 2022 CDBG-NR Program	\$617,222
Rural Community Development Only		1	\$

18. Certification by the Chief Elected Official
a) I certify that to the best of my knowledge and belief:
1. Data in this application is true and correct.
2. Opportunities have been provided for citizen participation and access to information concerning the proposed activities.
3. This document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached certifications and state standards if the assistance is approved.
b) I acknowledge that, if funded, this application is part of the Grant Agreement.
c. Typed Name and e-mail Address: Dexter B. Edwards, dexter.edwards@daphncountync.com
d. Typed Name: Officer Daphn County Board of Commissioners
e. Signature: [Signature]
f. Typed Date: September 29, 2022
For REIDD Use Only
Date Received: Application Number:

FEDERAL REQUIREMENTS AND CERTIFICATIONS

The applicant hereby assures and certifies that:

- a) It will comply with all applicable federal and state laws, regulations, rules, and Executive Orders.
- b) It possesses legal authority to apply for the grant, and to execute the proposed program.
- c) Its governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the identified as the official representative of the applicant to act about the application and to provide such additional information as may be required.
- d) It is following a detailed, written citizen participation plan which will provide opportunities for citizen participation, hearings, and access to information with respect to its community development program that are comparable to those required of grantees under Section 104(a) of the Act and in accordance with Rule 1002 of the North Carolina Community Development Block Grant Administrative Rules.
- e) Its chief elected official or other officer of the applicant if assistance is approved by Rural Economic Development Division:

1) Consents to assume the status of the "responsible Federal Official" as that term is used in Section 102 of the National Environmental Policy Act (NEPA), Section 104(f) of Title 1 of the Housing and Community Development Act of 1974, as amended, and other provisions of Federal law, as specified in 24 CFR 58.5 which further the purposes of NEPA.

2) Is authorized and consents on behalf of the applicant and himself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his responsibilities as such an official.

3) Consents to review and comment on all Environmental Impact Statements prepared for Federal projects which may have an impact on the applicant's/recipient's community development program.

4) Consents to perform all coordination functions required under 24 CFR Part 58 and 40 CFR Parts 1500-1508.
- f) The CDBG-NR Program has been developed to give maximum feasible priority to activities which will benefit low and moderate-income families or aid in the prevention or elimination of slums and blight. The requirement for this certification will not preclude Commerce from approving an application where the applicant certifies, and Commerce determines, that all or part of the CDBG-NR Program activities are designed to meet other community development needs having urgency as specifically explained in the application in accordance with Section 10800 of 4 NCAC 19L of the North Carolina Administrative Code.
- g) Its program will be conducted and administered in conformity with Public Law 88-352 and Public Law 90-284, and that it will affirmatively further fair housing.
- h) It will comply with all provisions of 4 NCAC 19L of the North Carolina Administrative Code, entitled North Carolina Community Development Block Grant Program.
- i) It will give Commerce, HUD, and the Comptroller General through any authorized representative access to and the right to examine all records, books, papers, or documents related to the grant.

- j) It will establish safeguards to prohibit employees from using positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
- k) It will follow a residential anti-displacement and relocation assistance plan that is in accordance with the provisions of Section 104(d) and all other provisions of the Act.
- l) It will not attempt to recover any capital costs of public improvements assisted in whole or part under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged to assessment made as a condition of obtaining access to such public improvements, unless (i) funds received under Section 106 are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (ii) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, the grantee certifies to the Secretary or such State, as the case may be, that it lacks sufficient funds received under Section 106 to comply with requirements of clause (i).
- m) It has or will develop a plan that identifies community development and housing needs, including the needs of low and moderate-income persons, and the activities to be undertaken to meet such needs.
- n) Its notification, inspection, testing, and abatement procedures concerning lead-based paint will comply with 24 CFR Part 35.
- o) When issuing statements, press releases, request for proposals, bid solicitation and other documents describing the above-mentioned program such as the environmental review, public hearings, fair housing notices, etc., it shall clearly state:
 - 1) The percentage of the total cost of the project which will be financed with CDBG money, and
 - 2) the dollar amount of CDBG funds for the project.
- p)
 - 1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, 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 Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
 - 3) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants, and contracts under grant, loans, and cooperative agreements) and that all sub recipients shall certify and disclose accordingly.

- q) It has adopted and will enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations and has adopted and is enforcing a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction in accordance with Section 519 of Public Law 101-144, (the 1990 HUD Appropriations Act).
- r) All project areas are either not in a floodplain, or if the project area is in a floodplain, the applicant participates in the flood insurance program. All properties assisted in the project will be covered for flood insurance prior to beginning construction, and all public facilities will be constructed to comply with applicable floodplain regulations.

CERTIFICATION OF ABILITY

The Town/City/County of Duolin hereby certifies its ability to meet Federal Performance and Procurement Requirements with Certification as further expanded in the preceding attachments.

Name of Chief Elected Official Dexter B. Edwards
 Title Chairman
 Signature [Signature]
 Date September 29, 2022

Disclosure Report Instructions **Who should complete the report:**

All applicants who expect to receive an aggregate amount of covered federal assistance for a project or activity that exceeds \$200,000 are required to make certain disclosures. State CDBG funds are covered by the requirement, as are most other programs where funds are administered by or passed through the U.S. Department of Housing and Urban Development. Therefore, all applicants of more than \$200,000 in State CDBG funds, including anticipated program income, should complete the report. In addition, any applicants to a State grantee for a sub grant should complete the report if more than \$200,000 in covered assistance is or can reasonably be anticipated. The requirement addresses the aggregate amount of assistance. Therefore, if the applicant anticipates less than \$200,000 in CDBG assistance but, intends to combine the funds with enough other covered assistance (such as Section 8 project-based Housing Assistance Payments) to exceed \$200,000 in total assistance, the applicant must make the disclosures. Any applicant/recipient who is required to complete a disclosure report for another agency in conjunction with a project assisted with State CDBG funds may submit a copy of that disclosure report to the Rural Economic Development Division rather than completing a separate report. Recipients who have previously filed disclosure reports must file update reports if the information in the original report changes either because of later developments subject to disclosure, or because of changes in the amount of government assistance, the sources of funds, or the uses of funds equal to the lower of \$250,000 or 10 percent of the applicable base (usually total project costs), or because of an increase in the financial interest of a person equal to the lower of \$50,000 or 10 percent of such interest.

Detailed Instructions:

1. Enter the name, address, and telephone number, including area code, of the applicant or recipient.
2. Indicate whether the report is an initial report or an update report.
3. Enter the Social Security Number or the Employer Identification Number of the applicant or recipient.
4. Enter the project name and indicate the location as detailed and specific as possible. In the case of update reports, give the CDBG grant number.
5. Enter the total amount of assistance being requested as stated in the application, including anticipated program income. In the case of update reports, enter the total amount of assistance provided per the funding approval and anticipated program income.
6. Indicate whether other government assistance is being provided, or can reasonably be expected to be provided, for the project. Other government assistance includes any loan, grant, guarantee, insurance payment, rebate, subsidy, credit, tax benefit, or any other form of direct or indirect assistance from the Federal government, a State, or a unit of general local government, or any agency or instrumentality thereof, that is, or is expected to be made, available with respect to the project or activities for which the assistance is being sought.

If other government assistance is provided, or expected to be provided for the project, all such assistance must be disclosed on attachments incorporated into the report. The disclosures should list the granting agency, the program and type of assistance (e.g., grant, loan, guarantee), and the amount expected to be made available.

Disclosures need only be made once, so that if this information is given in the Sources and Uses attachments, this may be indicated by checking the appropriate blank under "C. Other Government Assistance" on the Attachments page of the report.

Indicate whether there are persons with a reportable financial interest in the project. "Person" means an individual, corporation or business, unit of general local government or other governmental entity or agency or any other organization or group of people. A reportable financial interest is any financial involvement in the project including equity interest, shares in any profit on resale or distribution of cash or other assets, or receipt of compensation for goods or services provided in connection with the project or activities, which can be expected to exceed the lower of \$50,000 or 10 percent of the assistance sought. Compensation for performance of a contract procured under federal procurement regulations is not, by itself, a covered financial interest. Residence of an individual in housing for which assistance is being sought is not, by itself, considered a covered financial interest.

If there are parties with a reportable financial interest, the name and pecuniary interest of the parties must be disclosed in referenced attachments. If the party is an entity such as a unit of government or a corporation, the disclosure must include an identification of each officer, director, and/or principal stockholder. The pecuniary interest disclosure must include the type of participation (such as owner, contractor, investor) and the amount of the financial interest expressed both as a dollar amount and as a percentage of the amount of assistance involved.

Reference the statement or statements attached to the report showing the sources and uses of the funds available for, or expected to be available for, the project. Disclosure must be made of the gross amount of funds from all sources, including both governmental and non-governmental sources of funds and private capital resulting from tax benefits. For most projects, the financial forms in the appropriate guidelines will be adequate to document sources and uses. Please note, however, that if the "Other Government Assistance" disclosure section references the Sources and Uses Disclosures, then these Disclosures must identify the program and type of assistance.

Certification: The signatory certifies that all information in the report is complete and accurate. That is, except as disclosed in the report and attachments, there is no other government assistance, no other interested parties, and no other sources and uses of funds.

DISCLOSURE REPORT

- 1. Applicant/Recipient Name, Address, and Phone:
Duplin County
224 Seminary Street
Kenansville, North Carolina 28349
(910) 296-2100
- 2. Check One: ☒ Initial Report ☐ Update Report
- 3. Social Security Number or Employer ID Number: 56-6000296
- 4. Project Name and Location: Jones County 2022 CDBG-NR Program, Scattered locations throughout Jones County, NC
- 5. Total Amount requested/received (including anticipated program income): \$ 617,222
- 6. Other government assistance. (Check One):
☒ No other government assistance is, or is expected to be, provided for this project below/attached page(s).
☐ All other government assistance provided for this project is listed on the table below/attached page(s).

(Note: Disclosures must be complete and accurate but, need to be made only once for this report. If assistance is reported in the Sources and Uses disclosure section, then it need not also be reported here, if there is assistance reportable here, but reported only in the Sources and Uses disclosure, (check here):

Assistance is disclosed in Sources and Uses Attachments

Agency Name and Address	Program and Type of Assistance	Amount Requested/Received

7. Interested Parties. (Check One):

☒ No parties have a reportable financial interest in this project. Interested parties include developers, contractors, consultants, individuals, entities including units of government with a financial interest greater than \$50,000 or 10 percent of the assistance (whichever is lower; being a party to a contract procured under Federal procurement regulations at 2 CFR Part 200 does not, by itself, constitute a reportable financial interest).

☐ All parties with a reportable financial interest are listed on table below/attached page(s).

Name and Address	Type of Participation	Interest (5 and 2%)

8. All expected sources of funds available or expected to be available for the project or activity and all reportable uses of funds are included in the application for funds and on the following forms (check all that apply):

- ☒ CDBG PROJECT BUDGET
- ☐ CDBG LOCAL COMMITMENT FORM
- ☐ Other Attachment(s). Describe: _____

9. Certification:

I hereby certify that all information in this report and its attachments is true and complete.

September 29, 2022
Date

STATE CDBG PROGRAM REGULATIONS

Citizen Participation

If funded, the grantee will have documentation on file of compliance with citizen participation requirements in the application process 4 NCAC 19L 1002 (b); publisher's affidavits of notices and minutes signed by the town or county clerk of the two required public hearings.

Project Administration

- The grantee is responsible for CDBG oversight. If funded, the grantee will supervise the implementation of the project as follows:
- The local government manager reviews and signs off on all project reports.
- The project administrator or local government staff will present and give at least quarterly written status reports to the elected board. A signed copy of the quarterly report must be submitted to the grant representative for review.
- At least two persons from the local government listed on the signatory cards will review and sign off on invoices and requests for payment.
- Maintain all project files at the local government offices and make them available to citizens during regular business hours.

Audit/Compliance

CDBG grantees expending \$25,000 or more in a fiscal year are required to have funds audited for the CDBG program. CDBG funds can be used to pay for the CDBG portion of the audit provided the grantee has expended \$750,000 or more in the fiscal year in total federal awards (CDBG and other federal funds). If the grantee has expended less than \$750,000 in total federal awards, the grantee may budget local funds in the administrative line item in the CDBG application to pay for the CDBG portion of the audit and claim the local administrative funds as local commitment.

Housing

- ❑ **Substantial Rehabilitation:** Any rehabilitation cost above \$72,000 per unit or \$70 per square foot which would include the Lead Based Paint cost and any other additional funds is considered substantial rehabilitation and requires the prior approval of REDD.
- ❑ **Manufactured Homes Policy:** Manufactured homes rehabilitated with CDBG funds must be converted into real property (per G.S. 105-273 paragraph 13) that is owned and occupied by the homeowner prior to any rehabilitation.

The CDBG assistance must be secured by a Note and Deed of Trust at the time of rehabilitation. The maximum amount that may be spent rehabilitating a manufactured home is \$20,000. No CDBG funds may be spent to rehabilitate any manufactured home built prior to 1978.

In addition, the grantee will adhere to the following:

1. Adopt a financial design for rehabilitation that meets the minimum REDD criteria. The financial design must be submitted to REDD for review.

2. Prior to rehabilitating a house with a pit privy/outhouse or no wastewater disposal system, if public sewer is unavailable, contact the local health department for a determination whether the property can be permitted for an on-site wastewater system. If not, the family should be relocated.
3. Clear titles as required in the application.
4. Work with the State Health Hazard Control Unit and local government departments to comply with federal and state lead-based paint requirements. In addition, ensure rehabilitation design will address lead-based paint hazards.
5. Voluntary withdrawal from the program, document with evidence on file.
6. Establish and implement a home maintenance program to instruct occupants of rehabilitated houses, including (1) maintenance of any on-site wastewater systems and/or wells or (2) maintenance of newly installed indoor plumbing.
7. Install water saving devices in houses with on-site septic tanks. If facets need to be replaced install a water saving device. See Bulletin 02-5, Low Flow Plumbing Fixtures
8. If undertaking voluntary clearance, document with evidence on file that property owners are aware of and agree to voluntary clearance.
9. If undertaking rehabilitation, acquisition and/or clearance of dwellings, comply with state notification, certification, and disposal requirements for asbestos.
10. If acquiring property with a dwelling, maintain a plan for residential reuse of the residential property.
11. If undertaking temporary or permanent relocation, budget adequate funds based on the costs of housing in the area.
12. If abandoning outhouses or septic tanks, budget adequate funds to cover related costs in accordance with state and local health department regulations.
13. Establish a written recipient referral procedure to address non-CDBG needs (i.e., social services, credit counseling, employment etc.)
14. Low and moderate beneficiaries may not be charged for tap fees or assessments for water or sewer improvements.
15. All items rehabilitated, if required under the building code, must be permitted, and inspected.
16. Procurement and bid request for rehabilitation should include a section that describes the estimated man hours expended on the project. It should include both administration and labor.

Housing

When using CDBG funds for housing activities, if funded, grantees will adhere to the following:

Comply with the new Lead-Based Paint regulations 24 CFR Part 35, the Lead-Based Paint Poisoning Prevention Act and the "Lead-Based Paint Hazard Reduction Guidelines for North Carolina Small Cities Community Development Block Grant Recipients" published by Rural Economic Development Division.

Program Income

If the local government makes a loan to the developer, a plan for reuse of program income will be developed and subject to REDD approval.

Legally Binding Commitment (LBC)

The local government will develop and execute an LBC with the non-profit or for-profit developer subject to REDD requirements.

The applicant hereby assures and certifies that by his/her signature, its duly authorized official has read and understands the State CDBG Program Standards and, if funded, will adhere to all standards applicable to the funded project.

Name of Chief Elected Official Dexter B. Edwards

Title Chairman

Signature 

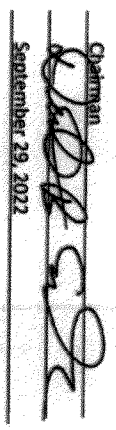
Date September 29, 2022

DISCLOSURE OF CIVIL RIGHTS COMPLAINTS/LAWSUITS

The Town/City/County of Dublin hereby assures and certifies that there are no open, unresolved, or pending Civil Rights Lawsuits against the participating local governments in this CDBG Neighborhood Revitalization Program (CDBG-NR).

Name of Chief Elected Official Dexter B. Edwards

Title Chairman

Signature 

Date September 29, 2022

Instructions for Debarment Certifications

1. By signing and submitting this form, the prospective participant is providing the certification set out on the "Certification Regarding Debarment, Suspension and Other Responsibility Matters" in accordance with these instructions.
2. Consequences of False Certification - The certification is a material representation of fact upon which reliance was placed when this transaction was entered. If it is later determined that the prospective participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. Errors in Certifying - The prospective participant shall provide immediate written notice to the person to which this proposal is submitted if, at any time, the prospective participant learns that its certification was erroneous when submitted or has become erroneous because of changed circumstances.
4. Definitions and Further Guidance - The terms "covered transaction," "participant," "person," "primary covered transaction," "lower tier covered transaction," "proposal," and "voluntarily excluded," as used in this clause have the meanings set out in the Definitions and Coverage section of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations or you may refer to the *Federal Register*, Vol. 70, No. 166, pages 51863-51880.
5. Certification Extends to Subcontractors - The prospective participant agrees by submitting this form that, should the proposed covered transaction be entered, it shall not knowingly enter any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. Certification Included in Subcontracts - The prospective participant further agrees by submitting this form that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. Reliance on Certification - A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Non-Procurement List.
8. New System of Records Not Required - Nothing contained in the foregoing should be construed to require establishment of a system of records to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Consequences for Use of Ineligible Sub grantees - Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies including suspension and/or debarment.

CERTIFICATIONS REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS

Applicants should refer to the regulations cited on page 67. Applicants should also review the instructions for certification included in the regulations before completing this form, signature on this form provides for compliance with certification requirements implementing Federal Executive Order 12549 and guidance issued in the Federal Register, Volume 70, No. 168, pages 51863 through 51880 for "Government wide Debarment and Suspension (Non-procurement)." The certification shall be treated as a material representation of fact upon which reliance will be placed when the Rural Economic Development Division determines to award the covered transaction, grant or cooperative agreement. As required by Executive Order 12549, Debarment and Suspension, for prospective participants in primary covered transactions:

- 1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by a Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
- 2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification(s).

Name of Applicant/Grantee	Grant Number and Project Name
Duplin County	Duplin County 2022 CDBG-NR Program
Printed Name and Title of Authorized Representative	
Dexter B. Edwards, Chair, Duplin County Board of Commissioners	
Signature	Date
	September 29, 2022

APPLICATION SUMMARY - 2022 CDBG Neighborhood Revitalization Program

1. Applicant's name		Duplin County	2. Date
a. Mailing Address	PO Box 910		X Original dated: 09/29/2022
b. City and Zip Code	Kennasville 28349		
c. County	Duplin		
d. Contact Person	Davis H. Britson, County Manager		
e. Telephone Number	(910) 296-2100		
f. Fax Number	(910) 296-2107		
g. Email address	dbritson@duplincountync.com		
h. LEI Number	KZNAQK5262K3		
3. Prepared by Name	Leslie Murn, Compliance Specialist		e. Telephone Number
a. First's Name	Insight Planning & Development		(910) 392-0060, Ext. 107
b. Mailing Address	5030 New Centre Drive, Suite A		f. Fax Number
c. City and Zip Code	Wilmington 28403		N/A
d. e-mail address	jmurphy@insight-pd.com		
4. Developer's Name	N/A		e. Telephone Number
a. Mailing Address			N/A
b. City and Zip Code			
5. Development Name	N/A		a. Fax Number
a. Street Address			N/A
b. City and Zip Code			
6. Ownership Entity			
7. Project Number	1	8. Project Name	9. CDBG Funds Requested
		Duplin County 2022 CDBG-NR Program	\$617,222
Rural Community Development Only	1		\$
10. Certification by the Chief Elected Official			
a) I certify that to the best of my knowledge and belief:			
1. Data in this application is true and correct.			
2. Opportunities have been provided for citizen participation and access to information concerning the proposed activities.			
3. This document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached certifications and state standards if the assistance is approved.			
b) I acknowledge that, if funded, this application is part of the Grant Agreement.			
4. Typed Name and e-mail Address of Chief Elected Official		Dexter B. Edwards, dextere@duplincountync.com	
b. Typed Title		Chair, Duplin County Board of Commissioners	
c. Signature			
d. Typed Date		September 29, 2022	
Date Received:		For REUD Use Only	Application Number:

FEDERAL REQUIREMENTS AND CERTIFICATIONS

- The applicant hereby assures and certifies that:
- a) It will comply with all applicable federal and state laws, regulations, rules, and Executive Orders.
 - b) It possesses legal authority to apply for the grant, and to execute the proposed program.
 - c) Its governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the identified as the official representative of the applicant to act about the application and to provide such additional information as may be required.
 - d) It is following a detailed, written citizen participation plan which will provide opportunities for citizen participation, hearings, and access to information with respect to its community development program that are comparable to those required of grantees under Section 104(a) of the Act and in accordance with Rule 1002 of the North Carolina Community Development Block Grant Administrative Rules.
 - e) Its chief elected official or other officer of the applicant if assistance is approved by Rural Economic Development Division.
 - 1) Consents to assume the status of the "responsible Federal Official" as that term is used in Section 102 of the National Environmental Policy Act (NEPA), Section 104(f) of Title 1 of the Housing and Community Development Act of 1974, as amended, and other provisions of Federal law, as specified in 24 CFR 58.5 which further the purposes of NEPA.
 - 2) It authorized and consents on behalf of the applicant and himself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his responsibilities as such an official.
 - 3) Consents to review and comment on all Environmental Impact Statements prepared for Federal projects which may have an impact on the applicant's/recipient's community development program.
 - 4) Consents to perform all coordination functions required under 24 CFR Part 58 and 40 CFR Parts 1500-1508.
 - f) The CDBG-MR Program has been developed to give maximum feasible priority to activities which will benefit low and moderate-income families or aid in the prevention or elimination of slums and blight. The requirement for this certification will not preclude Commerce from approving an application where the applicant certifies, and Commerce determines, that all or part of the CDBG-MR Program activities are designed to meet other community development needs having urgency as specifically explained in the application in accordance with Section .0800 of 4 NCAC 19L of the North Carolina Administrative Code.
 - g) Its program will be conducted and administered in conformity with Public Law 89-352 and Public Law 90-284, and that it will affirmatively further fair housing.
 - h) It will comply with all provisions of 4 NCAC 19L of the North Carolina Administrative Code, entitled North Carolina Community Development Block Grant Program.
 - i) It will give Commerce, HUD, and the Comptroller General through any authorized representative access to and the right to examine all records, books, papers, or documents related to the grant.
- j) It will establish safeguards to prohibit employees from using positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
 - k) It will follow a residential anti-displacement and relocation assistance plan that is in accordance with the provisions of Section 104(d) and all other provisions of the Act.
 - l) It will not attempt to recover any capital costs of public improvements assisted in whole or part under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged to assessment made as a condition of obtaining access to such public improvements, unless (i) funds received under Section 106 are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (ii) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, the grantee certifies to the Secretary or such State, as the case may be, that it lacks sufficient funds received under Section 106 to comply with requirements of clause (i).
 - m) It has or will develop a plan that identifies community development and housing needs, including the needs of low and moderate-income persons, and the activities to be undertaken to meet such needs.
 - n) Its notification, inspection, testing, and abatement procedures concerning lead-based paint will comply with 24 CFR Part 35.
 - o) When issuing statements, press releases, request for proposals, bid solicitation and other documents describing the above-mentioned program such as the environmental review, public hearings, fair housing notices, etc., it shall clearly state:
 - 1) The percentage of the total cost of the project which will be financed with CDBG money, and
 - 2) The dollar amount of CDBG funds for the project.
 - p)
 - 1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, 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 Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-111, "Disclosure Form to Report Lobbying," in accordance with its instructions.
 - 3) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants, and contracts under grant, loans, and cooperative agreements) and that all sub recipients shall certify and disclose accordingly.

- q) It has adopted and will enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations and has adopted and is enforcing a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction in accordance with Section 519 of Public Law 101-144, (the 1990 HUD Appropriations Act).
- r) All project areas are either not in a floodplain, or if the project area is in a floodplain, the applicant participates in the flood insurance program. All properties assisted in the project will be covered for flood insurance prior to beginning construction, and all public facilities will be constructed to comply with applicable floodplain regulations.

CERTIFICATION OF ABILITY

The Town/City/County of Duplin hereby certifies its ability to meet Federal Performance and Procurement Requirements with Certification as further expanded in the preceding attachments.

Name of Chief Elected Official Dexter B. Edwards
 Title Chairman
 Signature [Signature]
 Date September 29, 2022

Disclosure Report Instructions

Who should complete the report:

All applicants who expect to receive an aggregate amount of covered federal assistance for a project or activity that exceeds \$200,000 are required to make certain disclosures. State CDBG funds are covered by the requirement, as are most other programs where funds are administered by or passed through the U.S. Department of Housing and Urban Development. Therefore, all applicants of more than \$200,000 in State CDBG funds, including anticipated program income, should complete the report. In addition, any applicants to a State grantee for a sub grant should complete the report if more than \$200,000 in covered assistance is or can reasonably be anticipated. The requirement addresses the aggregate amount of assistance. Therefore, if the applicant anticipates less than \$200,000 in CDBG assistance but, intends to combine the funds with enough other covered assistance (such as Section 8 project-based Housing Assistance Payments) to exceed \$200,000 in total assistance, the applicant must make the disclosures. Any applicant/recipient who is required to complete a disclosure report for another agency in conjunction with a project assisted with State CDBG funds may submit a copy of that disclosure report to the Rural Economic Development Division rather than completing a separate report. Recipients who have previously filed disclosure reports must file update reports if the information in the original report changes either because of later developments subject to disclosure, or because of changes in the amount of government assistance, the sources of funds, or the uses of funds equal to the lower of \$250,000 or 10 percent of the applicable base (usually total project costs), or because of an increase in the financial interest of a person equal to the lower of \$50,000 or 10 percent of such interest.

Detailed Instructions:

1. Enter the name, address, and telephone number, including area code, of the applicant or recipient.
 2. Indicate whether the report is an initial report or an update report.
 3. Enter the Social Security Number or the Employer Identification Number of the applicant or recipient.
 4. Enter the project name and indicate the location as detailed and specific as possible. In the case of update reports, give the CDBG grant number.
 5. Enter the total amount of assistance being requested as stated in the application, including anticipated program income. In the case of update reports, enter the total amount of assistance provided per the funding approval and anticipated program income.
 6. Indicate whether other government assistance is being provided, or can reasonably be expected to be provided, for the project. Other government assistance includes any loan, grant, guarantee, insurance payment, rebate, subsidy, credit, tax benefit, or any other form of direct or indirect assistance from the Federal government, a State, or a unit of general local government, or any agency or instrumentality thereof, that is, or is expected to be made, available with respect to the project or activities for which the assistance is being sought.
- If other government assistance is provided, or expected to be provided for the project, all such assistance must be disclosed on attachments incorporated into the report. The disclosures should list the granting agency, the program and type of assistance (e.g., grant, loan, guarantee), and the amount expected to be made available.

Disclosures need only be made once, so that if this information is given in the Sources and Uses attachments, this may be indicated by checking the appropriate blank under "6. Other Government Assistance" on the Attachments page of the report.

7. Indicate whether there are persons with a reportable financial interest in the project. "Person" means an individual, corporation or business, unit of general local government or other governmental entity or agency or any other organization or group of people. A reportable financial interest is any financial involvement in the project including equity interest, shares in any profit on resale or distribution of cash or other assets, or receipt of compensation for goods or services provided in connection with the project or activities, which can be expected to exceed the lower of \$50,000 or 10 percent of the assistance sought. Compensation for performance of a contract procured under Federal procurement regulations is not, by itself, a covered financial interest. Residency of an individual in housing for which assistance is being sought is not, by itself, considered a covered financial interest.

8. If there are parties with a reportable financial interest, the name and pecuniary interest of the parties must be disclosed in referenced attachments. If the party is an entity such as a unit of government or a corporation, the disclosure must include an identification of each officer, director, and/or principal stockholder. The pecuniary interest disclosure must include the type of participation (such as owner, contractor, investor) and the amount of the financial interest expressed both as a dollar amount and as a percentage of the amount of assistance involved. Reference the statement or statements attached to the report showing the sources and uses of the funds available for, or expected to be available for, the project. Disclosure must be made of the gross amount of funds from all sources, including both governmental and non-governmental sources of funds and private capital resulting from tax benefits. For most projects, the financial forms in the appropriate guidelines will be adequate to document sources and uses. Please note, however, that if the "Other Government Assistance" disclosure section references the Sources and Uses Disclosures, then these Disclosures must identify the program and type of assistance.

9. Certification: The signatory certifies that all information in the report is complete and accurate. That is, except as disclosed in the report and attachments, there is no other government assistance, no other interested parties, and no other sources and uses of funds.

DISCLOSURE REPORT

1. Applicant/Recipient Name, Address, and Phone:

Duplin County
224 Seminary Street
Kenansville, North Carolina 28349
(910) 296-2100

2. Check One: ☒ Initial Report ☐ Update Report

3. Social Security Number or Employer ID Number: 56-6000296

4. Project Name and location: Jones County 2022 CD86-NR Program, Scattered locations throughout Jones County, NC

5. Total amount requested/received (including anticipated program income): \$ 612,222

6. Other government assistance. (Check One):

☒ X No other government assistance is, or is expected to be, provided for this project below/attached page(s).
☐ All other government assistance provided for this project is listed on the table below/attached page(s).

(Note: Disclosures must be complete and accurate but, need to be made only once for this report. If assistance is reported in the Sources and Uses disclosure section, then it need not also be reported here, if there is assistance reportable here, but reported only in the Sources and Uses disclosure. (Check here):

Assistance is disclosed in Sources and Uses Attachments

Agency Name and Address	Program and Type of Assistance	Amount Requested/Received

7. Interested Parties. (Check One):

☒ X No parties have a reportable financial interest in this project. Interested parties include developers, contractors, consultants, individuals, entities including units of government with a financial interest greater than \$50,000 or 10 percent of the assistance (whichever is lower; being a party to a contract procured under Federal procurement regulations at 2 CFR Part 200 does not, by itself, constitute a reportable financial interest).

☐ All parties with a reportable financial interest are listed on table below/attached page(s).

Name and Address	Type of Participation	Interest (\$ and %)

8. All expected sources of funds available or expected to be available for the project or activity and all reportable uses of funds are included in the application for funds and on the following forms (check all that apply):

- ☒ CDBG PROJECT BUDGET
☐ CDBG LOCAL COMMITMENT FORM
☐ Other Attachment(s). Describe: _____

9. Certification:

I hereby certify that all information in this report and its attachments is true and complete.


 Signature

September 29, 2022
 Date

STATE CDBG PROGRAM REGULATIONS

Citizen Participation

If funded, the grantee will have documentation on file of compliance with citizen participation requirements in the application process 4 NCAC 19L 1002 (b); publisher's affidavits of notices and minutes signed by the town or county clerk of the two required public hearings.

Project Administration

- > The grantee is responsible for CDBG oversight. If funded, the grantee will supervise the implementation of the project as follows:
- > The local government manager reviews and signs off on all project reports.
- > The project administrator or local government staff will present and give at least quarterly written status reports to the elected board. A signed copy of the quarterly report must be submitted to the grant representative for review.
- > At least two persons from the local government listed on the signatory cards will review and sign off on invoices and requests for payment.
- > Maintain all project files at the local government offices and make them available to citizens during regular business hours.

Audits/Compliance

CDBG grantees expending \$25,000 or more in a fiscal year are required to have funds audited for the CDBG program. CDBG funds can be used to pay for the CDBG portion of the audit provided the grantee has expended \$750,000 or more in the fiscal year in total federal awards (CDBG and other federal funds). If the grantee has expended less than \$750,000 in total federal awards, the grantee may budget local funds in the administrative line item in the CDBG application to pay for the CDBG portion of the audit and claim the local administrative funds as local commitment.

Housing

- ☐ Substantial Rehabilitation: Any rehabilitation cost above \$72,000 per unit or \$70 per square foot which would include the Lead Based Paint cost and any other additional funds is considered substantial rehabilitation and requires the prior approval of REDD.
- ☐ Manufactured Homes Policy: Manufactured homes rehabilitated with CDBG funds must be converted into real property (per G.S. 105-273 paragraph 13) that is owned and occupied by the homeowner prior to any rehabilitation.

The CDBG assistance must be secured by a Note and Deed of Trust at the time of rehabilitation. The maximum amount that may be spent rehabilitating a manufactured home is \$20,000. No CDBG funds may be spent to rehabilitate any manufactured home built prior to 1978.

In addition, the grantee will adhere to the following:

1. Adopt a financial design for rehabilitation that meets the minimum REDD criteria. The financial design must be submitted to REDD for review.

2. Prior to rehabilitating a house with a pit privy/outhouse or no wastewater disposal system, if public sewer is unavailable, contact the local health department for a determination whether the property can be permitted for an on-site wastewater system. If not, the family should be relocated.
3. Clear titles as required in the application.
4. Work with the State Health Hazard Control Unit and local government departments to comply with federal and state lead-based paint requirements. In addition, ensure rehabilitation design will address lead-based paint hazards.
5. Voluntary withdrawal from the program, document with evidence on file.
6. Establish and implement a home maintenance program to instruct occupants of rehabilitated houses, including (1) maintenance of any on-site wastewater systems and/or wells or (2) maintenance of newly installed indoor plumbing.
7. Install water saving devices in houses with on-site septic tanks. If facets need to be replaced install a water saving device. See Bulletin 02-5, Low Flow Plumbing Fixtures.
8. If undertaking voluntary clearance, document with evidence on file that property owners are aware of and agree to voluntary clearance.
9. If undertaking rehabilitation, acquisition and/or clearance of dwellings, comply with state notification, certification, and disposal requirements for asbestos.
10. If acquiring property with a dwelling, maintain a plan for residential reuse of the residential property.
11. If undertaking temporary or permanent relocation, budget adequate funds based on the costs of housing in the area.
12. If abandoning outhouses or septic tanks, budget adequate funds to cover related costs in accordance with state and local health department regulations.
13. Establish a written recipient referral procedure to address non-CDBG needs (i.e., social services, credit counseling, employment etc.)
14. Low and moderate beneficiaries may not be charged for tap fees or assessments for water or sewer improvements.
15. All items rehabilitated, if required under the building code, must be permitted, and inspected.
16. Procurement and bid request for rehabilitation should include a section that describes the estimated man hours expended on the project. It should include both administration and labor.

Housing

When using CDBG funds for housing activities, if funded, grantee will adhere to the following:

Comply with the new Lead-Based Paint regulations 24 CFR Part 35, the Lead-Based Paint Poisoning Prevention Act and the "Lead-Based Paint Hazard Reduction Guidelines for North Carolina Small Cities Community Development Block Grant Recipients" published by Rural Economic Development Division.

Program Income

If the local government makes a loan to the developer, a plan for reuse of program income will be developed and subject to REDD approval.

Legally Binding Commitment (LBC)

The local government will develop and execute an LBC with the non-profit or for-profit developer subject to REDD requirements.

The applicant hereby assures and certifies that by his/her signature, its duly authorized official has read and understands the State CDBG Program Standards and, if funded, will adhere to all standards applicable to the funded project.

Name of Chief Elected
Official

Dexter B. Edwards

Title

Chairman

Signature



Date

September 29, 2022

DISCLOSURE OF CIVIL RIGHTS COMPLAINTS/LAWSUITS

The Town/City/County of Duplin hereby assures and certifies that there are no open, unresolved, or pending Civil Rights lawsuits against the participating local governments in this CDAG Neighborhood Revitalization Program (CDAG-NRP).

Name of Chief Elected Official Dexter B. Edwards
 Title Chairman
 Signature 
 Date September 29, 2022

Instructions for Debarment Certifications

1. By signing and submitting this form, the prospective participant is providing the certification set out on the "Certification Regarding Debarment, Suspension and Other Responsibility Matters" in accordance with these instructions.
2. Consequences of False Certification - The certification is a material representation of fact upon which reliance was placed when this transaction was entered. If it is later determined that the prospective participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. Errors in Certifying - The prospective participant shall provide immediate written notice to the person to which this proposal is submitted if, at any time, the prospective participant learns that its certification was erroneous when submitted or has become erroneous because of changed circumstances.
4. Definitions and Further Guidance - The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause have the meanings set out in the Definitions and Coverage section of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations or you may refer to the *Federal Register*, Vol. 70, No. 168, pages 51863-51880.
5. Certification Extends to Subcontractors - The prospective participant agrees by submitting this form that, should the proposed covered transaction be entered, it shall not knowingly enter any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. Certification Included in Subcontracts - The prospective participant further agrees by submitting this form that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. Reliance on Certification - A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Non-Procurement List.

- 8. New System of Records Not Required - Nothing contained in the foregoing should be construed to require establishment of a system of records to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 9. Consequences for Use of Ineligible Sub grantees - Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies including suspension and/or debarment.

CERTIFICATIONS REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS

Applicants should refer to the regulations cited on page 67. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements implementing Federal Executive Order 12549 and guidance issued in the *Federal Register*, Volume 70, No. 166, pages 51863 through 51880 for "Government wide Debarment and Suspension (Non-procurement)." The certification shall be treated as a material representation of fact upon which reliance will be placed when the Rural Economic Development Division determines to award the covered transaction, grant or cooperative agreement. As required by Executive Order 12549, Debarment and Suspension, for prospective participants in primary covered transactions:

- 1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by a Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
- 2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification(s).

Name of Applicant/Grantee	Grant Number and Project Name
Duplin County	Duplin County 2022 CDBG-NR Program
Printed Name and Title of Authorized Representative	
Dorner B. Edwards, Chair, Duplin County Board of Commissioners	
Signature	Date
	September 29, 2022

County of Duplin

Office of the County Commissioners



**DUPLIN COUNTY CDBG-NEIGHBORHOOD REVITALIZATION PROGRAM
FLOODPLAIN CERTIFICATION**

**STATE OF NORTH CAROLINA
COUNTY OF DUPLIN**

I hereby certify that Duplin County is an active participant in the National Flood Insurance Program, and that all program activities will be conducted in strict compliance with the County's Flood Damage Prevention Ordinance and the Sampson-Duplin Regional Hazard Mitigation Plan. I further certify that all properties in the proposed Duplin County 2022 CDBG Neighborhood Revitalization Program will be examined for their proximity to the 100-year floodplain during the environmental review process, any CDBG-assisted residential properties located in the flood hazard area will be covered for flood insurance prior to construction, and that proper procedures for any necessary elevation will be followed.

Dexter B. Edwards
Chair, Duplin County Board of Commissioners

September 29, 2022
Date

County of Duplin

Office of the County Commissioners



**DUPLIN COUNTY CDBG-NEIGHBORHOOD REVITALIZATION PROGRAM
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Dexter B. Edwards
Chair, Duplin County Board of Commissioners

September 29, 2022
Date

County of Duplin

Office of the County Commissioners



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Dexter B. Edwards
Chair, Duplin County Board of Commissioners

September 29, 2022
Date

RESOLUTION 2022 - ____

County of Duplin

Office of the County Commissioners



**RESOLUTION FOR DUPLIN COUNTY APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT-NEIGHBORHOOD
REVITALIZATION FUNDING**

STATE OF NORTH CAROLINA
COUNTY OF DUPLIN

WHEREAS, Duplin County Board of Commissioners has previously indicated its desire to assist in community development efforts for housing within the county; and,

WHEREAS, Duplin County Board of Commissioners has held two public hearings concerning the proposed application for Community Development Block Grant funding to benefit primarily low-to-moderate income individuals in the county by providing housing improvement activities; and,

WHEREAS, Duplin County Board of Commissioners wishes the county to pursue a formal application for Community Development Block Grant funding to benefit primarily low-to-moderate income individuals in the county by providing housing improvement activities; and,

WHEREAS, Duplin County Board of Commissioners certifies it will meet all federal regulatory and statutory requirements of the State of North Carolina Community Development Block Grant Program;

NOW, THEREFORE BE IT RESOLVED, by the Duplin County Board of Commissioners that the County is authorized to submit a formal application to the North Carolina Department of Commerce for approval of a Community Development Block Grant-Neighborhood Revitalization Program in order to provide housing improvement activities benefiting primarily low-to-moderate income individuals in the county.

Adopted this the 29th day of September, 2022, in Duplin County, North Carolina.

ATTEST:


Davis H. Birkson, Clerk to the Board


Dexter B. Edwards, Chairman

County of Duplin

Office of the County Commissioners



**RESOLUTION FOR DUPLIN COUNTY APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT-NEIGHBORHOOD
REVITALIZATION FUNDING**

STATE OF NORTH CAROLINA
COUNTY OF DUPLIN

WHEREAS, Duplin County Board of Commissioners has previously indicated its desire to assist in community development efforts for housing within the county; and,

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Adopted this the 29th day of September, 2022, in Duplin County, North Carolina.

ATTEST:


Davis H. Britson, Clerk to the Board


Dexter B. Edwards, Chairman

County of Duplin

Office of the County Commissioners



**RESOLUTION FOR DUPLIN COUNTY APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT-NEIGHBORHOOD
REVITALIZATION FUNDING**

STATE OF NORTH CAROLINA
COUNTY OF DUPLIN

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Adopted this the 29th day of September, 2022, in Duplin County, North Carolina.

ATTEST:


Davis H. Britson, Clerk to the Board


Dexter B. Edwards, Chairman



DUPLIN COUNTY, NORTH CAROLINA

Jail and Sheriff's Law Enforcement Facility Update
September 29, 2022
Board of Commissioners Meeting

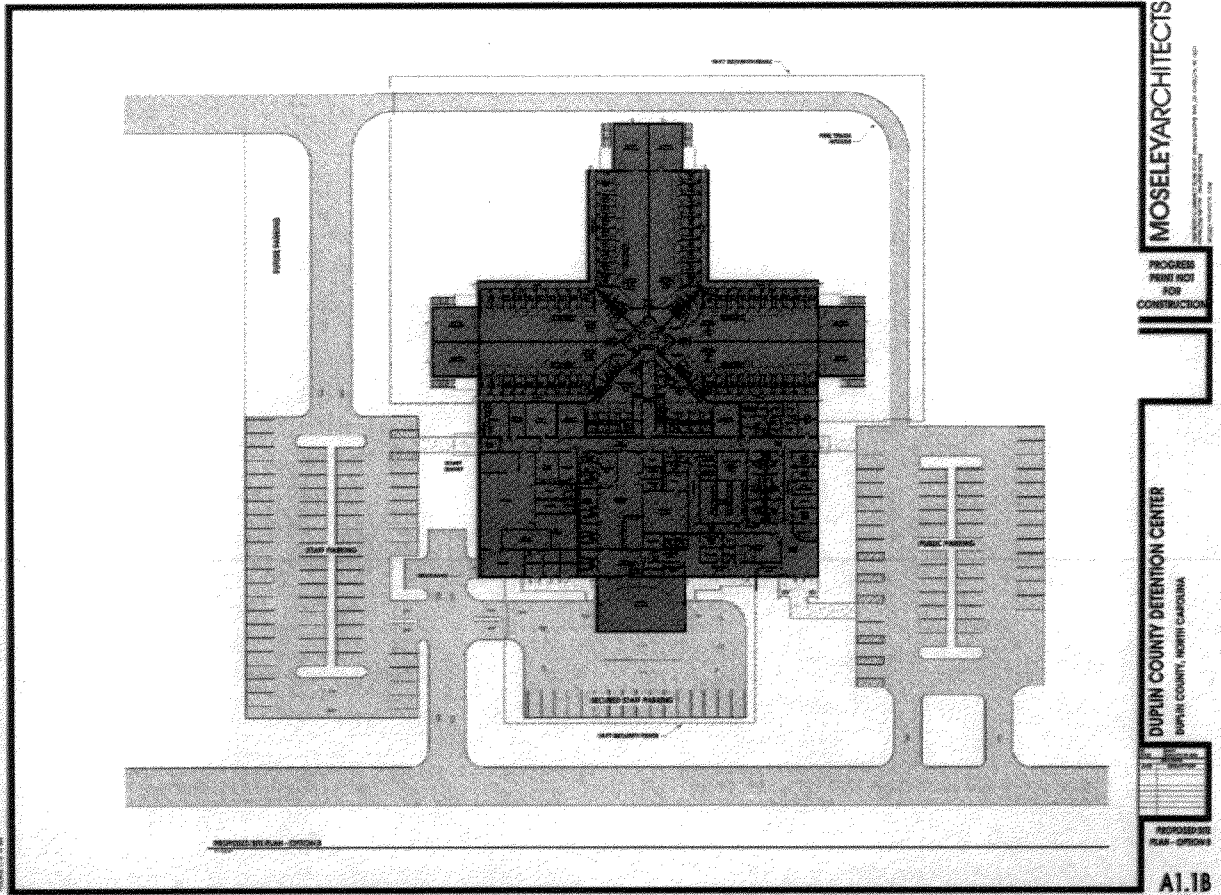
MOSELEYARCHITECTS

Site Plan – Event Center Location



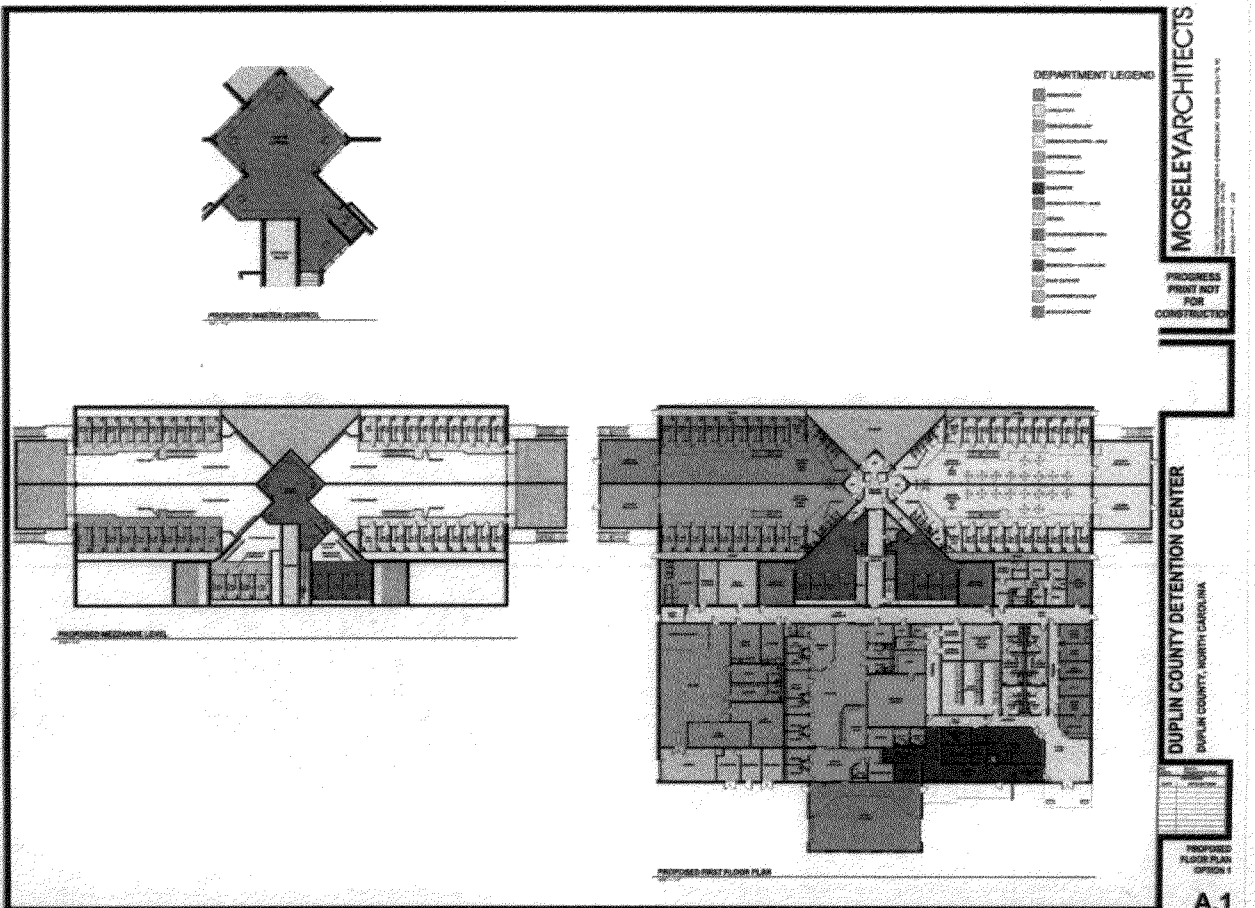
MOSELEYARCHITECTS

Prototype Site Plan



MOSELEYARCHITECTS

Option 1 – 153 Bed Detention Center Plan



MOSELEYARCHITECTS

Option 1 – 153 Bed Cost Estimate

OPINION OF PROBABLE TOTAL PROJECT COST

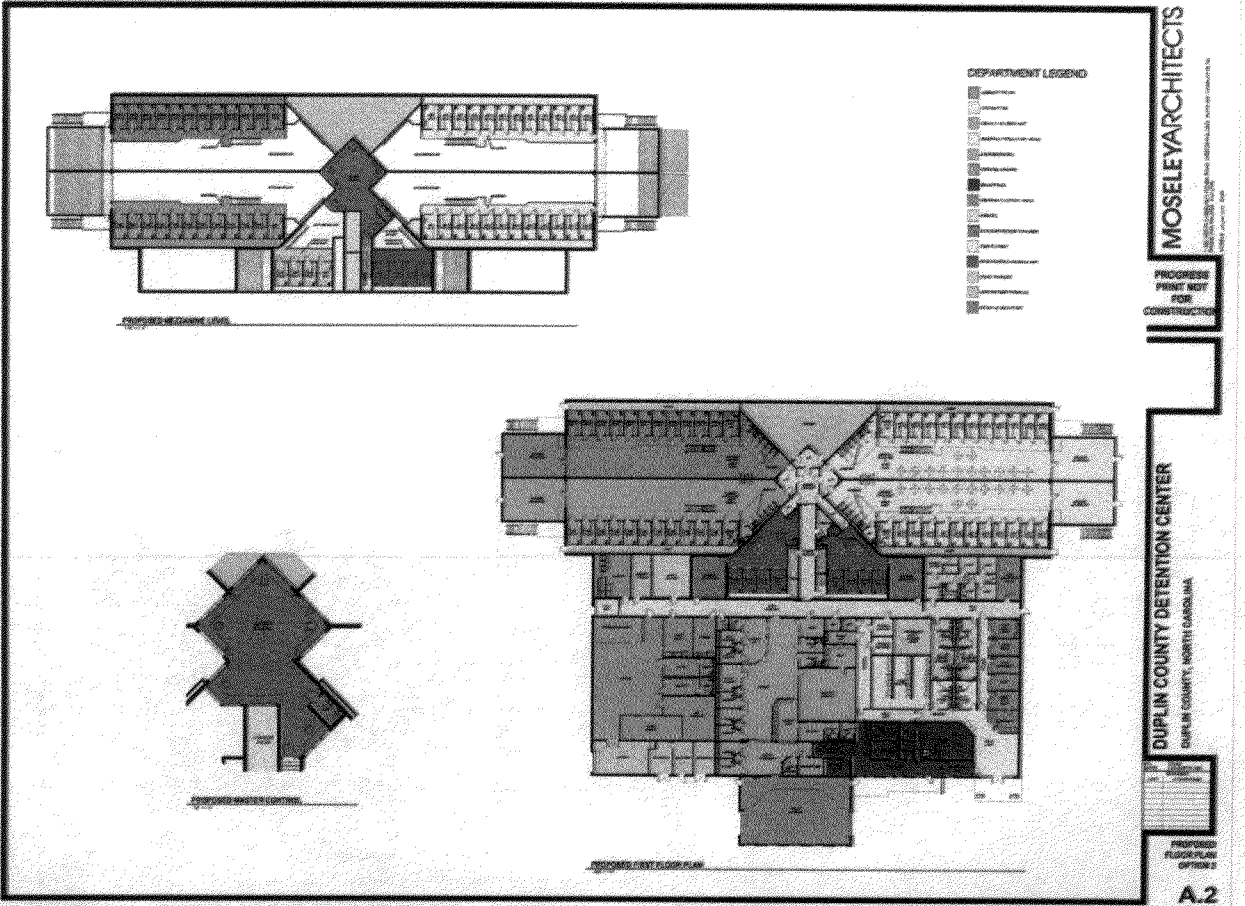
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Client:	Duplin County, NC	Date:	August 24, 2022
Project Name:	Duplin County Replacement Jail Facility	Computed By:	DRM
Description:	153 Total Rated New Jail Beds	Checked By:	DRM
Project #021373	OPTION #1 - Single Operational Level	Sheet Number:	1 of 1

Item No.	Description	Area	Unit	Unit Cost	Total Cost
Construction Costs					
1	New Jail Construction - Housing, New Core Spaces	51,880	SF	\$415.00	\$21,530,200.00
2	New Jail Construction - Recreation Yards	3,595	SF	\$300.00	\$1,078,500.00
3	New Vehicular Saliport	2,160	SF	\$250.00	\$540,000.00
4	Site Development / Fencing	N/A	N/A	lump sum est.	\$4,000,000.00
5	Construction / Design Contingency	N/A	%	5.00%	\$1,337,435.00
6	Cost Escalation Contingency (12 months)	N/A	%	5.00%	\$1,425,306.75
	Subtotal				\$29,931,441.75
	Estimated Construction Cost - Building and Sitework	57,635	SF	\$519.33	\$29,931,441.75
Project Costs					
1	Fixtures, Furnishings & Equipment (FF&E of finished space)	N/A	%	1.50%	\$448,971.63
2	Site and Construction Testing	N/A	%	0.50%	\$149,857.21
3	A/E Fees	N/A	%	8.00%	\$2,394,515.34
4	Required MEP Commissioning	N/A	N/A	0.25%	\$74,828.60
5	Operations Transition, PREA Planning	N/A	N/A	lump sum est.	\$75,000.00
6	Property Acquisition (assume County-owned land)	15	acres	\$0.00	\$0.00
	Subtotal				\$3,142,972.78
	TOTAL ESTIMATED PROJECT BUDGET - 153 new beds				\$33,074,414.53
New housing building to consist of:					
(3) - medium security units - 39 beds each (20 cells)					
(1) - maximum security unit - 20 beds (20 cells)					
(2) - segregation housing units - 8 beds each (8 cells)					
Need approximately 15 acres to locate a new facility					

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Option 2 – 181 Bed Detention Center Plan



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Option 2 – 181 Bed Cost Estimate

OPINION OF PROBABLE TOTAL PROJECT COST

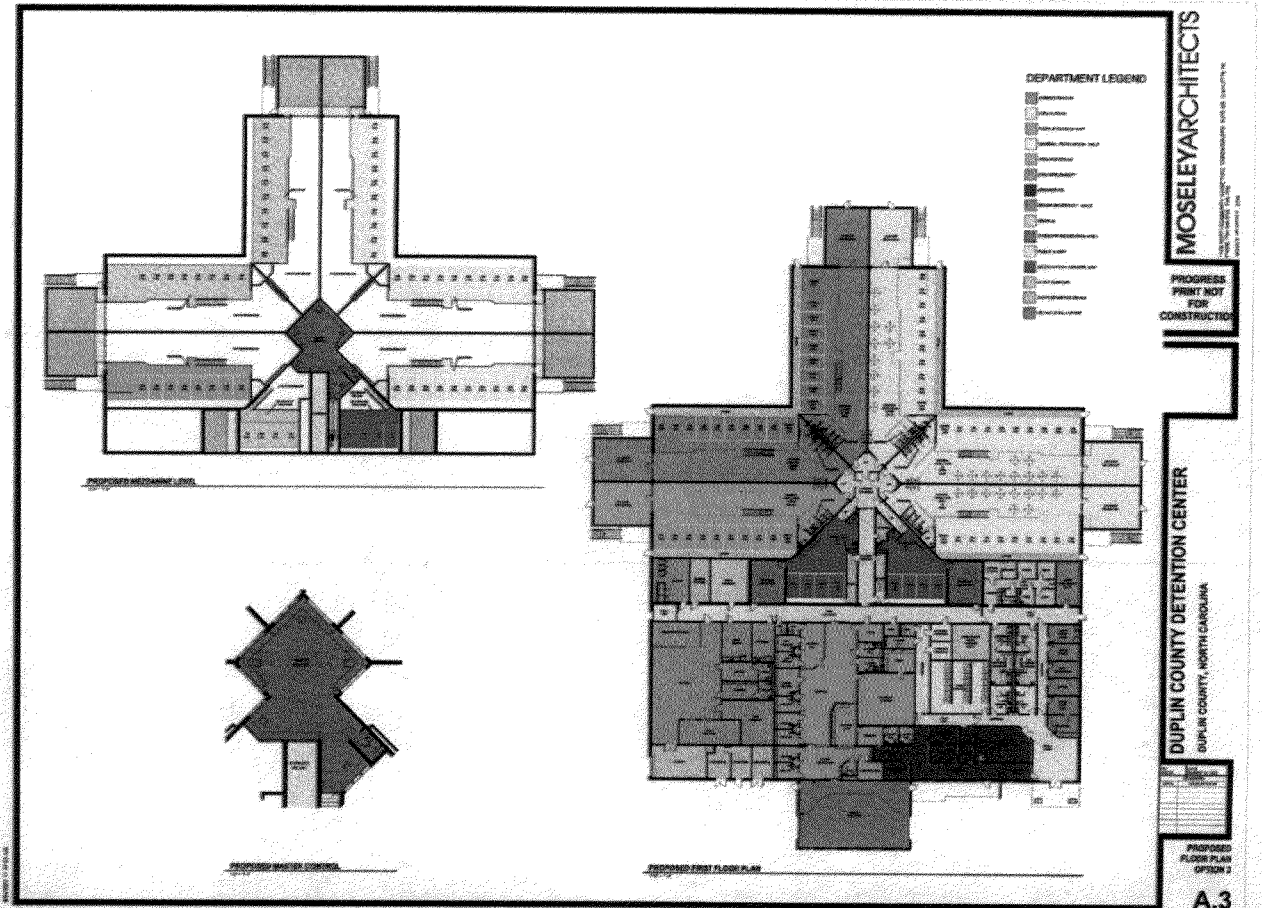
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Client:	Duplin County, NC	Date:	August 24, 2022
Project Name:	Duplin County Replacement Jail Facility	Computed By:	DRM
Description:	181 Total Rated New Jail Beds	Checked By:	DRM
Project #621373	OPTION #2 - Single Operational Level	Sheet Number:	1 of 1

Item No.	Description	Area	Unit	Unit Cost	Total Cost
Construction Costs					
1	New Jail Construction - Housing, New Core Spaces	56,735	SF	\$415.00	\$23,545,025.00
2	New Jail Construction - Recreation Yards	3,845	SF	\$300.00	\$1,153,500.00
3	New Vehicular Sallyport	2,160	SF	\$250.00	\$540,000.00
4	Site Development / Fencing	N/A	N/A	lump sum est.	\$4,000,000.00
5	Construction / Design Contingency	N/A	%	5.00%	\$1,461,826.25
6	Cost Escalation Contingency (12 months)	N/A	%	5.00%	\$1,535,022.56
	Subtotal				\$32,235,473.81
	Estimated Construction Cost - Building and Sitework	62,740	SF	\$513.79	\$32,235,473.81
Project Costs					
1	Fixtures, Furnishings & Equipment (FF&E of finished space)	N/A	%	1.50%	\$483,532.11
2	Site and Construction Testing	N/A	%	0.50%	\$161,177.37
3	A/E Fees	N/A	%	8.00%	\$2,578,837.91
4	Required MEP Commissioning	N/A	N/A	0.25%	\$80,588.68
5	Operations, Transition, PREA Planning	N/A	N/A	lump sum est.	\$75,000.00
6	Property Acquisition (assume County-owned land)	15	acres	\$0.00	\$0.00
	Subtotal				\$3,379,136.07
	TOTAL ESTIMATED PROJECT BUDGET - 181 new beds				\$35,614,609.88
	New housing building to consist of:				
	(3) - medium security units - 47 beds each (24 cells)				
	(1) - maximum security unit - 24 beds (24 cells)				
	(2) - segregation housing units - 8 beds each (8 cells)				
	Need approximately 15 acres to locate a new facility				

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Option 3 – 231 Bed Detention Center Plan



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Option 3 – 231 Bed Cost Estimate

OPINION OF PROBABLE TOTAL PROJECT COST

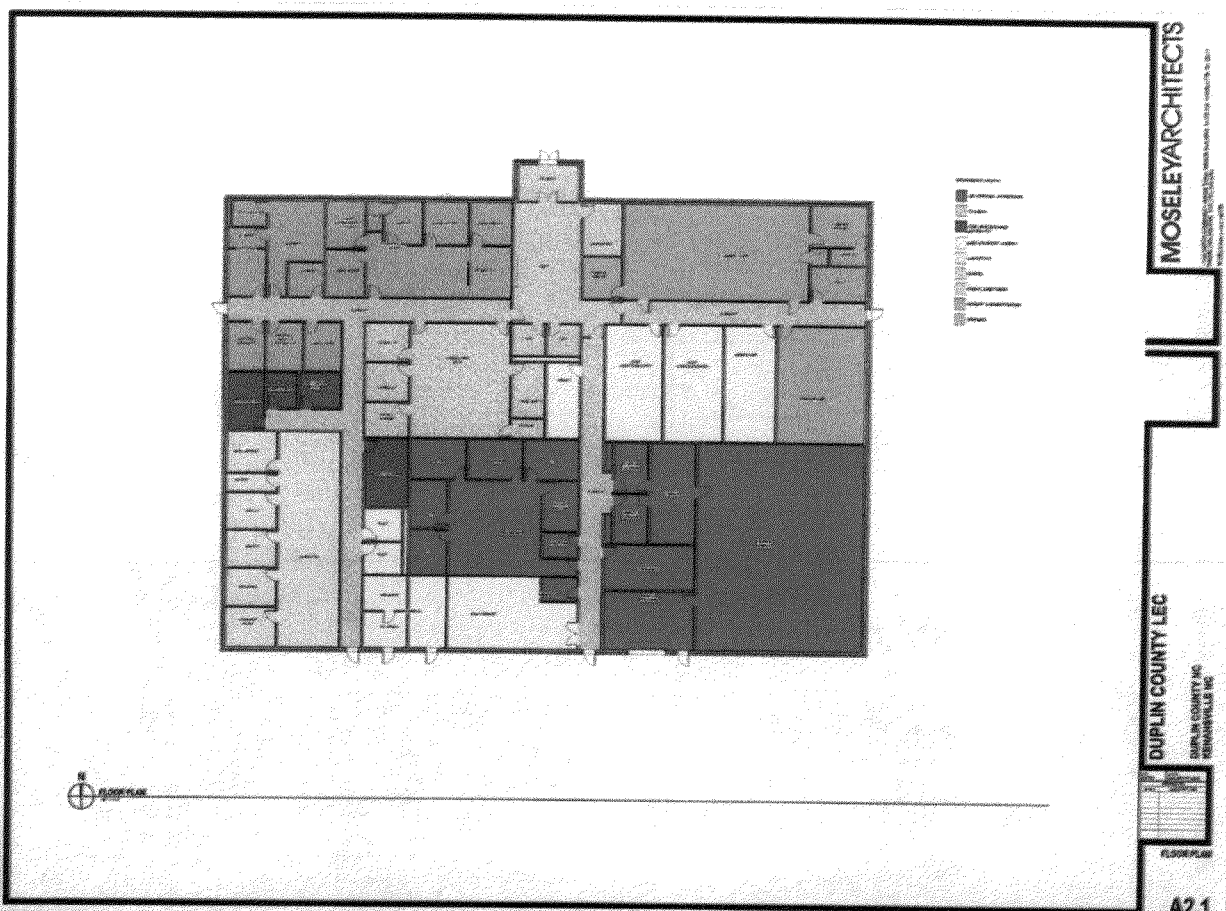
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Client:	Duplin County, NC	Date:	August 24, 2022
Project Name:	Duplin County Replacement Jail Facility	Computed By:	DRM
Description:	231 Total Rated New Jail Beds	Checked By:	DRM
Project #621373	OPTION #3 - Single Operational Level	Sheet Number:	1 of 1

Item No.	Description	Area	Unit	Unit Cost	Total Cost
Construction Costs					
1	New Jail Construction - Housing, New Core Spaces	80,850	SF	\$415.00	\$29,169,750.00
2	New Jail Construction - Recreation Yards	5,025	SF	\$390.00	\$1,960,000.00
3	New Vehicular Saliport	2,180	SF	\$250.00	\$540,000.00
4	Site Development / Fencing	N/A	N/A	lump sum est.	\$4,000,000.00
5	Construction / Design Contingency	N/A	%	5.00%	\$1,560,862.50
6	Cost Escalation Contingency (12 months)	N/A	%	5.00%	\$1,838,905.63
Subtotal					\$34,417,818.13
Estimated Construction Cost - Building and Sitework		87,835	SF	\$587.36	\$34,417,818.13
Project Costs					
1	Fixtures, Furnishings & Equipment (FF&E of finished space)	N/A	%	1.50%	\$516,255.27
2	Site and Construction Testing	N/A	%	0.90%	\$172,089.09
3	A/E Fees	N/A	%	8.00%	\$2,753,361.45
4	Required MEP Commissioning	N/A	N/A	0.25%	\$88,042.55
5	Operations, Transition, PREA Planning	N/A	N/A	lump sum est.	\$75,000.00
6	Property Acquisition (assume County-owned land)	15	acres	\$9.00	\$0.00
Subtotal					\$3,602,744.36
TOTAL ESTIMATED PROJECT BUDGET - 231 new beds					\$38,019,762.48
New housing building to consist of:					
(5) - medium security units - 39 beds each (20 cells)					
(1) - maximum security unit - 20 beds (20 cells)					
(2) - segregation housing units - 8 beds each (8 cells)					
Need approximately 15 acres to locate a new facility					

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Option 4 – LEC Floor Plan



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Option 4 – LEC Cost Estimate

OPINION OF PROBABLE TOTAL PROJECT COST

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Client:	Duplin County, NC	Date:	September 29, 2022
Project Name:	Duplin County Law Enforcement Facility	Computed By:	DRM
Description:	Sheriff's Law Enforcement Facility	Checked By:	DRM
Project #580733	One Story New Construction - 20,000 SF	Sheet Number:	1 of 1

Item No.	Description	Area	Unit	Unit Cost	Total Cost
Construction Costs					
1	Sheriff's Offices - New Construction	20,000	SF	\$275.00	\$5,500,000.00
2	Site Development / Parking	N/A	N/A	lump sum est.	\$1,750,000.00
3	Site Demolition	N/A	N/A	lump sum est.	\$150,000.00
4	Construction / Design Contingency	N/A	%	5.00%	\$370,000.00
5	Cost Escalation Contingency	N/A	%	5.00%	\$388,500.00
Subtotal					\$8,158,500.00
Estimated Construction Cost		20,000	SF	\$407.93	\$8,158,500.00
Misc. Project Costs					
1	Fixtures, Furnishings & Equipment (FF&E of finished space)	N/A	%	5.00%	\$407,925.00
2	Site and Construction Testing	N/A	%	1.00%	\$81,585.00
3	Misc. Fees / Costs	N/A	%	10.00%	\$815,850.00
4	Required MEP Commissioning	N/A	N/A	0.50%	\$40,762.50
5	Property Acquisition (assume County-owned land)	N/A	N/A	lump sum est.	\$0.00
Subtotal					\$1,346,122.50
TOTAL ESTIMATED PROJECT BUDGET					\$9,504,622.50

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Thank You

for this opportunity to meet with you and present the Duplin County Detention Center & LEC Update



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