DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Billing Code 4210-32-C

Community Development Block Grant Program for Indian Tribes and Alaska Native Villages

Overview Information

A. Federal Agency Name: Department of Housing and Urban Development, Office of the Assistant Secretary for Public and Indian Housing, Office of Native American Programs.

B. Funding Opportunity Title: Community Development Block Grant (ICDBG) Program for Indian Tribes and Alaska Native Villages.

C. *Announcement Type:* Initial Announcement.

D. *Funding Opportunity Number:* The Federal Register number for this NOFA is FR–4950–N–16. The OMB approval number for this program is 2577–0191.

E. Catalog of Federal Domestic Assistance (CFDA) Number(s): The Catalog of Federal Assistance (CFDA) Number for the Indian Community Development Block Grant Program is 14.862.

F. *Dates:* Application Deadline: The application submission date is June 2, 2005.

G. Optional, Additional Overview Content Information:

1. Applicants for funding should carefully review the requirements identified in this Program NOFA and the General Section. Unless otherwise stated in this Program NOFA, the requirements of the General Section apply.

2. The total approximate amount of funding available for the ICDBG Program for FY2005 is \$68,427,300, less \$4,000,000 retained to fund Imminent Threat Grants, for a total of \$64,427,300. Funds that are carried over from previous fiscal years or are recaptured may also be used for grant awards under this NOFA.

3. Eligible applicants are Indian tribes or tribal organizations on behalf of Indian tribes. Specific information on eligibility is located in Section III.A. of this NOFA.

Full Text of Announcement

I. Funding Opportunity Description

A. General

Title I of the Housing and Community Development Act of 1974, which authorizes Community Development Block Grants, requires that grants for Indian tribes be awarded on a competitive basis in accordance with selection criteria contained in a regulation promulgated by the Secretary after notice and public comment. All grant funds awarded in accordance with this NOFA are subject to the requirements of 24 CFR part 1003. Applicants within an Area ONAP's geographic jurisdiction compete only against each other for that Area ONAP's allocation of funds.

B. Authority

The authority for this program is Title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 *et seq.*) and the program regulations in 24 CFR part 1003.

C. Program Description

The purpose of the Community Development Block Grant Program for Indian Tribes and Alaska Native Villages (ICDBG) is the development of viable Indian and Alaska Native communities, including the creation of decent housing, suitable living environments, and economic opportunities primarily for persons with low- and moderate-incomes as defined in 24 CFR 1003.4. The Office of Native American Programs (ONAP) in HUD's Office of Public and Indian Housing administers the program.

All Federally recognized Indian Tribes and Alaska Native Villages are eligible to participate in the ICDBG Program. Tribal organizations, as described in 24 CFR 1003.5, are also eligible applicants. Only one ICDBG application may be submitted for each area within the jurisdiction of an entity eligible under 24 CFR part 1003. An application may include more than one project, but it cannot exceed the grant ceilings listed in Section IV. Projects funded by the ICDBG Program must meet the primary objective, defined at 24 CFR 1003.2, to principally benefit low- and moderate-income persons. Consistent with this objective, not less than 70 percent of the expenditures of each single purpose grant shall be for activities which meet the regulatory criteria at 24 CFR 1003.208 for:

1. Area Benefit Activities

- 2. Limited Clientele Activities
- 3. Housing Activities

4. Job Creation or Retention Activities ICDBG funds may be used to improve housing stock, provide community facilities, improve infrastructure, and expand job opportunities by supporting the economic development of the communities, especially by nonprofit tribal organizations or local development corporations.

ICDBG single-purpose grants are distributed as annual competitive grants, in response to this NOFA. Additional information on eligible activities can be found in Section III.

ICDBG imminent threat grants are intended to alleviate or remove threats to health or safety that require an immediate solution as described at 24 CFR part 1003, subpart E. The problem to be addressed must be such that an emergency situation exists or would exist if the problem were not addressed. In accordance with the provisions of 24 CFR part 1003, subpart E, we have retained \$4,000,000 of the FY 2005 appropriation to meet the funding needs of imminent threat requests submitted to any of the Area ONAPs. The grant ceiling for imminent threat requests for FY 2004 is \$425,000. This ceiling has been established pursuant to the provisions of 24 CFR 1003.400(c).

You do not have to submit a request for imminent threat funds by the deadline established in this NOFA. The deadline applies only to applications submitted for assistance under 24 CFR part 1003, subpart D, single purpose grants. Imminent threat requests may be submitted at any time after NOFA publication, and if the following criteria are met, the request may be funded until the amount set aside for this purpose is expended:

1. Independent verification from a third party (*i.e.*, Indian Health Service, Bureau of Indian Affairs) of the existence, immediacy and urgency of the threat must be provided;

2. The threat must not be recurring in nature, *i.e.*, it must represent a unique and unusual circumstance that has been clearly identified by the tribe or village;

3. The threat must affect or impact an entire service area and not solely an individual family or household.

4. It must be established that funds are not available from other local, state, or Federal sources to address the problem. The tribe or village must verify that Federal or local agencies that would normally provide assistance for such improvements have no funds available by providing a written statement to that effect. The tribe or village must also verify in the form of a tribal council resolution (or equivalent) that it has no available funds, including Indian Housing Block Grant Funds, for this purpose.

If, in response to a request for assistance, an Area ONAP issues you a letter to proceed under the authority of 24 CFR 1003.401(a), then your application must be submitted to and approved by the Area ONAP before a grant agreement may be executed. Contact your Area ONAP office for more information on imminent threat.

D. Definitions Used in This NOFA

1. *Adopt.* To approve by formal tribal resolution.

2. *Assure.* As an applicant, you must state your compliance, or in the case of future actions, your intent to comply with a specific NOFA requirement.

3. *Document.* To supply supporting written information and/or data in the application that satisfies the NOFA requirement. Documentation should clearly and concisely support your response to the rating factor.

4. Entity Other than Tribe. A distinction is made between the requirements for point award under Rating Factor 3 if a tribe or an entity other than the tribe will assume maintenance and related responsibilities for projects other than economic development and land acquisition to support new housing. Entities other than the tribe must have the following characteristics:

(a) Must be legally distinct from the tribal government; (b) their assets and liabilities cannot be considered to be assets and liabilities of the tribal government; (c) claims against such entities cannot be made against the tribal government; and (d) must have governing boards, boards of directors, or groups or individuals similar in function and responsibility to such boards which are separate from the tribe's general council, tribal council, or business council, as applicable.

5. Homeownership Assistance Programs. Tribes may apply for assistance to provide direct homeownership assistance to low- and moderate-income households to: (a) Subsidize interest rates and mortgage principal amounts for low- and moderate-income homebuyers; (b) finance the acquisition by low- and moderate-income homebuyers of housing that is occupied by the homebuyers; (c) acquire guarantees for mortgage financing obtained by lowand moderate-income homebuyers from private lenders (except that ICDBG funds may not be used to guarantee such mortgage financing directly, and grantees may not provide such guarantees directly); (d) provide up to 50 percent of any down payment required from a low- and moderateincome homebuver; or (e) pay reasonable closing costs (normally associated with the purchase of a home) incurred by a low- or moderate-income homebuver.

6. Leveraged Resources. Leveraged resources are resources that you will use in conjunction with ICDBG funds to achieve the objectives of the project. Leveraged resources include, but are not limited to: Tribal trust funds; loans from individuals or organizations; business investments; private foundations; state or federal loans or guarantees; other grants; and non-cash contributions and donated services. (See Rating Factor 4 of this NOFA for documentation requirements for point award for leveraged resources.)

7. Microenterprise Programs. Tribes may apply for assistance to operate programs to fund the development, expansion, and stabilization of microenterprises. Microenterprises are defined as commercial entities with five or fewer employees, including the owner. Microenterprise program activities may entail the following assistance to eligible businesses: (a) Providing credit, including, but not limited to, grants, loans, loan guarantees, and other forms of financial support for the establishment, stabilization, and expansion of microenterprises; (b) providing technical assistance, advice, and business support services to owners of microenterprises and persons developing microenterprises; and (c) providing general support, including, but not limited to, peer support programs, counseling, child care, transportation, and other similar services to owners of microenterprises and persons developing microenterprises.

8. Operations and Maintenance (O&M) for Public Facilities and Improvements. While various items of cost will vary in importance and significance depending on the type of facility proposed, there are items of expense related to the operation of the physical plant which must be addressed in a O&M plan (tribe assumes responsibility) or in a letter of commitment (entity other than tribe will assume these responsibilities). These items include daily or other periodic maintenance activities; repairs such as replacing broken windows; capital improvements or replacement reserves for repairs such as replacing the roof; fire and liability insurance (may not be applicable to most types of infrastructure projects such as water and sewer lines); and security (may not be applicable to many types of infrastructure projects such as roads). (Please note that while it is possible that the service provider may, in its agreement with a tribe, commit itself to cover certain or all facility O&M costs, as defined, these O&M costs do not include the program service provision costs related to the delivery of services (social, health, recreational, educational or other) which may be provided in a facility).

9. *Outcomes.* The ultimate impact you hope to achieve with the proposed project. Outcomes should be quantifiable measures or indicators and identified in terms of the change in the community, people's lives, changes in economic status, etc. Common outcomes could include increases in percent of housing units in standard condition, homeownership rates, or employment rates.

10. *Outputs.* Outputs are the direct products of a program's activities. They are usually measured in terms of the volume of work accomplished, such as the number of low-income households served, number of units constructed or rehabilitated, linear feet of curbs and gutters installed, or number of jobs created or retained. Outputs should be clear enough to allow HUD to monitor and assess your proposed project's progress if funded.

11. *Project Cost.* The total cost to implement the project. Project costs may be covered by both ICDBG and non-ICDBG funds and resources.

12. Standard Housing/Standard Condition. Housing that meets the housing quality standards (HOS) adopted by the applicant. The HQS adopted by the applicant must be at least as stringent as the Section 8 HQS contained in 24 CFR 982.401 (Section 8 Tenant-Based Assistance: Housing Choice Voucher Program) unless the ONAPs approve less stringent standards based on a determination that local conditions make the use of Section 8 HOS infeasible. You may submit, before the application submission deadline, a request for the approval of standards less stringent than Section 8 HQS. If you submit the request with your application, you should not assume automatic approval by the ONAPs. The adopted standards must provide for (a) a safe house, in physically sound condition with all systems performing their intended design functions; (b) a livable home environment and an energy efficient building and systems that incorporate energy conservation measures; and (c) an adequate space and privacy for all intended household members.

13. *Tribe*. **Please note:** when used in this NOFA the word "tribe" means an Indian tribe, band, group or nation, including Alaska Indians, Aleuts, Eskimos, Alaska Native Villages, Alaska Native Claims Settlement Act (ANCSA) Village Corporations, and ANCSA Regional Corporations.

II. Award Information

A. Available Funds

The FY2005 appropriation for the ICDBG Program is \$68,427,300, less \$4,000,000 retained to fund Imminent Threat Grants, for a total of \$64,427,300. Funds that are carried over from previous fiscal years or are recaptured may also be used for grant awards under this NOFA.

B. Allocations to Area ONAPs

The requirements for allocating funds to Area ONAPs responsible for program administration are found at 24 CFR 1003.101. Following these requirements, based on an appropriation of \$68,427,300 less \$4,000,000 for Imminent Threat grants, the allocations for FY2005 are approximately as follows:

Eastern/Woodland Southern Plains Northern Plains Southwest Northwest	13,839,761 9,175,317 24,075,045 3,235,327
Northwest	3,235,327
Alaska	6,807,990

Total 64,427,300

C. Compliance with Regulations, Guidelines, and Requirements

Applicants awarded a grant under this NOFA are required to comply with the regulations, guidelines, and requirements with respect to the acceptance and use of Federal funds for this Federally-assisted program. Also, the grantee, by accepting the grant, provides assurance with respect to the grant that:

1. It possesses the legal authority to apply for the grant and execute the proposed program.

2. The governing body has duly authorized the filing of the application, including all understandings and assurances contained in the application and has directed and authorized the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.

3. It will comply with HUD general administration requirements in 24 CFR Part 95.

4. It will comply with the requirements of Title II of Public Law 90–284 (25 U.S.C. 1301), the Indian Civil Rights Act. Federally recognized Indian tribes and their instrumentalities are subject to: The requirements of Title II of the Civil Rights Act of 1964, known as the Indian Civil Rights Act; Section 109 prohibitions against discrimination based on age, sex, religion and disability; the Age Discrimination Act of 1975; and Section 504 of the Rehabilitation Act of 1973.

5. It will comply with the Indian preference provisions required in 24 CFR 1003.510.

6. It will establish written safeguards to prevent employees from using positions funded under the ICDBG programs for a purpose that is, or gives the appearance of being, motivated by private gain for themselves, their immediate family, or business associates. Employees are not otherwise limited from benefiting from program activities for which they are otherwise eligible.

7. It will give HUD and the Comptroller General access and right to examine all books, records, papers, or documents related to the grant for a period of not less than three years after program completion or until resolution of any final audit findings.

8. Neither the applicant nor its principals are presently excluded from participation in any HUD programs, as required by 24 CFR part 24.

9. It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, implementing regulations at 49 CFR part 24 and the requirements of 24 CFR 1003.602.

10. The chief executive officer or other official of the applicant approved by HUD:

a. Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 insofar as the provisions of the Act apply to the applicant's proposed program pursuant to 24 CFR 1003.605.

b. Is authorized and consents on behalf of the applicant and him/herself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his/her responsibilities as such an official.

Note: Applicants for whom HUD has approved a claim of incapacity to accept the responsibilities of the Federal government for purposes of complying with the environmental review requirements of 24 CFR part 58 pursuant to 24 CFR 1003.605 are not subject to the provision of paragraph 10.

11. It will comply with the requirements of Section 3 of the Housing and Urban Development Act of 1968 and the regulations in 24 CFR part 135 (Economic Opportunities for Low and Very Low Income Persons) to the maximum extent consistent with, but not in derogation of, compliance with Section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e(b)).

12. It will comply with the requirements of the Fire Authorization Administration Act of 1992 (Pub. L. 102–522).

13. It will provide a drug-free workplace required by 24 CFR part 24, subpart F.

14. It will comply with 24 CFR, part 4, subpart A, showing full disclosure of all benefits of the project as collected by Form HUD–2880, Applicant/Recipient Disclosure Report. 15. Prior to submission of its application to HUD, the grantee has met the citizen participation requirements which includes following traditional means of member involvement, as required in 24 CFR 1003.604.

16. It will administer and enforce the labor standards requirements prescribed in 24 CFR 1003.603.

17. The project has been developed so that not less than 70 percent of the funds received under this grant will be used for activities that benefit low- and moderate-income persons.

18. The grantee agrees to comply with Executive Order 13202, "Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects." Compliance with HUD regulations at 24 CFR 5.108 that implement Executive Order 13202 is a condition of receipt of assistance under this NOFA.

D. Period of Performance

The period of performance for any grant awarded under this NOFA must be included in the Implementation Schedule, HUD–4125 and approved by HUD.

III. Eligibility Information

A. Eligible Applicants

Eligible applicants are Indian tribes or tribal organizations on behalf of Indian tribes. To apply for funding you must be eligible as an Indian Tribe (or as a tribal organization), as required by 24 CFR 1003.5, by the application submission date.

Tribal organizations are permitted to submit applications under 24 CFR 1003.5(b) on behalf of eligible tribes when one or more eligible tribe(s) authorize the organization to do so under concurring resolutions. As is stated in this regulatory section, the tribal organization must itself be eligible under Title I of the Indian Self-**Determination and Education** Assistance Act. The Bureau of Indian Affairs (BIA) or the Indian Health Service, as appropriate, must make a determination of such eligibility. This determination must be provided to the Area ONAP by the application submission date.

If a tribe or tribal organization claims that it is a successor to an eligible entity, the Area ONAP must review the documentation to determine whether it is in fact the successor entity.

Applicants from within Alaska: Due to the unique structure of tribal entities eligible to submit ICDBG applications in Alaska, and as only one ICDBG application may be submitted for each area within the jurisdiction of an entity eligible under 24 CFR 1003.5, a tribal organization that submits an application for activities in the jurisdiction of one or more eligible tribes or villages must include a concurring resolution from each such tribe or village authorizing the submittal of the application. Each such resolution must also indicate that the tribe or village does not itself intend to submit an ICDBG application for that funding round. The hierarchy for funding priority continues to be the IRA Council, the Traditional Village Council, the ANCSA Village Corporation, and the ANCSA Regional Corporation.

On December 5, 2003 (68 FR 68180), the BIA published a Federal Register notice entitled, "Indian Entities Recognized and Eligible to Receive Services From the United States Bureau of Indian Affairs." This notice provides a listing of Indian Tribal Entities in Alaska found to be Indian Tribes as the term is defined and used in 25 CFR part 83. Additionally, pursuant to Title I of the Indian Self-Determination and Education Assistance Act, ANCSA Village Corporations and Regional Corporations are also considered tribes and therefore eligible applicants for the ICDBG program.

Any questions regarding eligibility determinations and related documentation requirements for entities in Alaska should be referred to the Alaska Area ONAP prior to the application submission date. (See 24 CFR 1003.5 for a complete description of eligible applicants.)

B. Cost Sharing or Matching

Cost sharing or matching is not required under this grant; however, applicants who leverage this grant with other funds receive points. *See* Section V, (A)(3) Rating Factor 4.

C. Other

1. HUD Requirements

Applicants for single purpose grants must comply with the HUD Threshold Requirements listed in the General Section, Section III, C. 2. in order to receive an award of funds.

2. Program and Project Specific Requirements

a. Low- and Moderate-Income Status for Rehabilitation Projects. All households that receive grant assistance under a housing rehabilitation project must be of low- and moderate-income status.

b. Housing Rehabilitation Cost Limits. Grant funds spent on rehabilitation per unit must fall within the following limits for each Area ONAP jurisdiction: Eastern/Woodlands: \$35,000 Southern Plains: \$30,000 Northern Plains: \$45,000 Southwest: \$40,000 Northwest \$40,000 Alaska: \$55,000

c. Commitment to Housing for Land Acquisition To Support New Housing *Projects.* For land acquisition to support new housing projects, your application must include evidence of a financial commitment and an ability to construct at least 25 percent of the housing units to be built on the land proposed for acquisition. This evidence must consist of one (or more) of the following: a firm or conditional commitment to construct (or to finance the construction of) the units; documentation that an approvable application for the construction of these units has been submitted to a funding source or entity; or, documentation that these units are specifically identified in the Indian Housing Plan (IHP), (one-Year Financial Resources Narrative; Table 2, Financial Resources, Part I., Line 1E; and Table 2, Financial Resources, Part II) submitted by or on behalf of the applicant as an affordable housing resource with a commensurate commitment of Indian Housing Block Grant (IHBG) (also known as the Native American Housing Block Grant (NAHBG) resources. If the IHP for the IHBG (also known as NAHBG) program year that coincides with the implementation of the ICDBG proposed project has not been submitted, you must provide an assurance that the IHP will specifically reference the proposed project. The IHP submission must be within three years from when the land is acquired and ready for development.

d. Health Care Facilities. If you propose a facility that would provide health care services funded by the Indian Health Service (IHS), you must assure that the facility meets all applicable IHS facility requirements. We recognize that tribes that are contracting services from the IHS may establish other facility standards. These tribes must assure that these standards at least compare to nationally accepted minimum standards.

3. Program Related Threshold Requirements

a. Outstanding ICDBG Obligation. According to 24 CFR 1003.301(a), an applicant who has an outstanding ICDBG obligation to HUD that is in arrears, or one that has not agreed to a repayment schedule will be disqualified from the competition.

b. Compliance with Fair Housing and Civil Rights Laws. Applicants and

subrecipients that are not federally recognized Indian tribes or their instrumentalities are subject to the Civil Rights Threshold requirements found in the General Section. Federally recognized Indian tribes and their instrumentalities are subject to: the requirements of Title II of the Civil Rights Act of 1964, known as the Indian Civil Rights Act; Section 109 prohibitions against discrimination based on age, sex, religion and disability; the Age Discrimination Act of 1975; and Section 504 of the Rehabilitation Act of 1973. To be eligible to apply, there must be no outstanding violations of these civil rights provisions at the time of application.

4. Project Specific Threshold Requirements

Applicants must meet all parts of the project specific threshold applicable to the proposed project. The thresholds are:

a. Housing Rehabilitation Project Thresholds. In accordance with 24 CFR 1003.302(a), for housing rehabilitation projects, you must adopt rehabilitation standards and rehabilitation policies before you submit an application. You must submit with the application evidence the policies and standards have been adopted in accordance with tribal law or practice. You must also provide an assurance that project funds will be used to rehabilitate HUDassisted houses only when the homebuyer's payments are current or the homebuyer is current in a repayment agreement except in emergency situation. The ONAP Administrator on a case-by-case basis may approve exceptions to this requirement.

b. Land Acquisition To Support New Housing Project Thresholds. No project specific thresholds.

c. New Housing Construction Project Thresholds. (1) In accordance with 24 CFR 1003.302 (b), new housing construction can only be implemented when necessary through a Community Based Development Organization (CBDO). Eligible CBDOs are described in 24 CFR 1003.204(c). You must provide documentation establishing that the entity implementing your new housing construction project qualifies as a CBDO.

(2) In accordance with 24 CFR 1003.302, you must submit a current (in effect) tribal resolution adopting and identifying construction standards.

(3) In accordance with 24 CFR 1003.302, you must also include in your application documentation supporting the following: (a) All households to be assisted under a new housing construction project must be of low- or moderateincome status;

(b) No other housing is available in the immediate reservation area that is suitable for the households to be assisted:

(c) No other sources including an IHBG (also known as NAHBG) can meet the needs of the household(s) to be served; and

(d) Rehabilitation of the unit occupied by the household(s) to be assisted is not economically feasible, or the household(s) to be housed currently is in an overcrowded house (more than one household per house), or the household to be assisted has no current residence.

d. Homeownership Assistance Project Thresholds. No project specific thresholds.

e. Public Facilities and Improvements Project Thresholds. No project specific thresholds.

f. Economic Development Project Thresholds. In accordance with 24 CFR 1003.302, for economic development assistance projects, you must provide a financial analysis. The financial analysis must demonstrate that the project is financially feasible and the project has a reasonable chance of success. The analysis must also demonstrate the public benefit resulting from the ICDBG assistance. The more funds you request, the greater public benefit you must demonstrate. The analysis must also establish that to the extent practicable, reasonable financial support will be committed from nonfederal sources prior to disbursement of federal funds; any grant amount provided will not substantially reduce the amount of non-federal financial support for the activity; not more than a reasonable rate of return on investment is provided to the owner; and that grant funds used for the project will be disbursed on a pro-rata basis with amounts from other sources.

g. Microenterprise Program Thresholds. No project specific threshold.

5. Public Service Projects

Because there is a statutory 15 percent cap on the amount of grant funds that may be used for public service activities, you may not receive a single purpose grant solely to fund public service activities. Your application, however, may contain a public service component for up to 15 percent of the total grant. This component may be unrelated to the other project(s) included in your application. If your application does not receive full funding, we will reduce the public service allocation proportionately so that it comprises no more than 15 percent of the total grant award. In making such reductions, the feasibility of the proposed project will be taken into consideration. If a proportionate reduction of the public service allocation renders such a project infeasible, the project will not be funded. A complete description of Public Service Projects is located at 24 CFR 1003.201.

6. Restrictions on Eligible Activities

Activities that are eligible for ICDBG funding are identified at 24 CFR part 1003, subpart C. Please note that although this subpart has not yet been revised to include the restrictions on activity eligibility that were added to Section 105 of the CDBG statute by Section 588 of the Quality Housing and Work Responsibility Act of 1998, these restrictions apply. Specifically, ICDBG funds may not be used to assist directly in the relocation of any industrial or commercial plant, facility, or operation, from one area to another, if the relocation is likely to result in a significant loss of employment in the labor market area from which the relocation occurs. Rating Factors 2 and 3 included under Section V. specify many of the activities listed as eligible under part 1003, subpart C. Those listed include new housing construction (in certain circumstances as described in Rating Factors 2 and 3 in Section V.), housing rehabilitation, land acquisition to support new housing, homeownership assistance, public facilities and improvements, economic development, and microenterprise programs. However, the following eligible activities not clearly identified by the rating factors may be proposed and rated as described below. During the past few years, many tribes have experienced high incidences of mold growth in tribal homes and buildings. Renovation of affected buildings is eligible under housing rehabilitation or public facility improvement projects. For a complete description of eligible activities, please refer to 24 CFR part 1003, subpart C.

a. Acquisition of Property: This activity can be proposed as Land to Support New Housing or as part of New Housing Construction, Public Facilities and Improvements, or Economic Development depending on the purpose of the land acquisition to support new construction.

b. Assistance to Institutions of Higher Learning: If such entities have the capacity, they can help the ICDBG grantees to implement eligible projects. c. Assistance to Community Based Development Organizations (CBDOs): Grantees may provide assistance to these organizations to undertake activities related to neighborhood revitalization, community economic development, or energy conservation.

d. Clearance, Demolition: These activities can be proposed as part of Housing Rehabilitation, New Housing Construction, Public Facilities and Improvements, Economic Development, or Land to Support New Housing. Section 1003.201 (d) states "Demolition of HUD-assisted housing units may be undertaken only with the prior approval of HUD."

e. Code Enforcement: This activity can be proposed as Housing Rehabilitation. The activity must comply with the requirements at 24 CFR 1003.202.

f. Comprehensive Planning: This activity is eligible, and can be proposed, as part of any otherwise eligible project to the extent allowed by the 20 percent cap on the grant for planning/ administration.

g. Energy Efficiency: Associated activities can be proposed under Housing Rehabilitation or Public Facilities and Improvements depending upon the type of energy efficiency activity.

h. Lead Based Paint Abatement and Evaluation: These activities can be proposed under Housing Rehabilitation.

i. Non-Federal Share: ICDBG funds can be used as a match for any non-ICDBG funding to the extent allowed by such funding and the activity is eligible under 24 CFR part 1003, subpart C.

j. Privately and Publicly Owned Commercial or Industrial Buildings (real property improvements): These activities can be proposed under Economic Development. Privately owned commercial rehabilitation is subject to the requirements at 24 CFR 1003.202.

k. Privately Owned Utilities: Assistance to privately owned utilities can be proposed under Public Facilities and Improvements.

l. Removal of Architectural Barriers: This includes removing barriers that restrict mobility and access for elderly and persons with disabilities. In addition, accommodation should be made for persons with all varieties of disabilities to enable them to benefit from these activities. This activity can be proposed under Housing Rehabilitation or Public Facilities and Improvements depending upon the type of structure where the barrier will be removed.

7. Application Screening

The Area ONAP will screen applications for single purpose grants. The Area ONAP will reject an application that fails this screening and will return the application unrated. The Area ONAP will accept your application if it meets all the criteria listed below as items a through f.

a. Your application is received or submitted in accordance with the requirements set forth under Application and Submission Procedures in Section IV of this Program NOFA;

b. You are eligible;

c. The proposed project is eligible; d. Your application contains

substantially all the components specified in Section IV. B. of this Program NOFA;

e. Your application shows that at least 70 percent of the grant funds are to be used for activities that benefit low- and moderate-income persons, in accordance with the requirements of 24 CFR 1003.208. For screening purposes only, HUD will use the 2000 census data if the data you submitted does not meet this screening requirement; and

f. Your application is for an amount that does not exceed the grant ceilings listed in Section IV. E.2.

IV. Application and Submission Information

A. Addresses to Request Application Package

The FY 2005 application is now available from *www.Grants.gov.* Applicants are required to submit an electronic application unless they receive a waiver to the requirement. Please see the General Section for information on electronic application submission, procedures for requesting a waiver, and timely submission and receipt requirements.

All information required to complete and return a valid application is included in the General Section and this program section. Appendices A and B in this program section include information and a list of forms required for application. Before preparing an application, applicants should carefully review the program description, ineligible activities, program and threshold requirements, and the General Section. Applicants should also review each rating factor listed in Section V, Application Review Information before writing a narrative response. Applicants should include all requested information, according to the instructions found in the NOFA and where applicable, in the General Section.

Copies of the General Section and ICDBG program section (including appendices) may be downloaded from the grants.gov website at *http:// www.grants.gov/Apply,* or you may call HUD's NOFA Information Center at 800–HUD–8929 or for the hearing impaired, call 800–HUD–2209. If you experience any problems with downloading the General Section or the ICDBG program section, call the Grants.gov help desk at 800–518– GRANTS.

B. Content and Form of Application Submission

1. Application Information

To expedite the review of your application and ensure that your application is given a thorough and complete review of all responses to each of the components of the selection criteria, please indicate on the first page of each project submission, the type of project(s) being proposed: Economic Development, Homeownership Assistance, Housing Rehabilitation, Land Acquisition to Support New Housing, Microenterprise Programs, New Housing Construction or Public Facilities and Improvements. This will help to ensure that the appropriate project specific thresholds and rating subfactors will be applied. Narrative statements submitted to support your application should be individually labeled to reflect the item the narrative is responding to, *e.g.* Factor 1, Capacity; Factor 2, Need; etc. Any narratives and scanned documents must be submitted as a zip file, single attachment to the electronic application. Additional information regarding electronic submissions can be found in the General Section,

If you are not submitting an electronic application and have received a waiver, please use separate tabs for each rating factor and rating subfactor. In order to be rated, make sure the response is beneath the appropriate heading. Keep the responses in the same order as the Program NOFA. It is recommended that vou limit your narrative explanations to 200 words or less and provide the necessary data such as a market analysis, a pro forma, housing survey data, etc., that support the response. Include all relevant material to a response under the same tab. Only include documentation that will clearly and concisely support your response to the rating criteria.

HUD suggests that you do a preliminary rating for your project, providing a score according to the point system in Section V. This will show you how reviewers might score your project. Also, it will show you where the strengths and weaknesses of the application are located. This will help you determine where improvements can be made to your application prior to its submission.

The published **Federal Register** document is the official document that HUD uses to evaluate applications. Therefore, if there is a discrepancy between any materials published by HUD in hard copy or on *www.grants.gov,* or on any HUD Web site, and the **Federal Register** publication of the SuperNOFA, the information published in the SuperNOFA **Federal Register** publication (including any corrections published in the **Federal Register**) prevails.

2. Content of Application, Forms, and Assurances

The applicant must respond in narrative form to all five of the rating factors listed in Section V.A.3. of this Program NOFA. In addition, the applicant must submit all of the forms required in this section, along with other data listed below.

a. Demographic data. You may submit data that are unpublished and not generally available in order to meet the requirements of this section. Your application must contain a statement that the following criteria have been met:

(1) Generally available published data are substantially inaccurate or incomplete;

(2) Data that you submit have been collected systematically and are statistically reliable;

(3) Data are, to the greatest extent feasible, independently verifiable; and

(4) Data differentiate between reservation and BIA service area populations, when applicable.

b. Publication of Community Development Statement. You must prepare and publish or post the community development statement portion of your application according to the citizen participation requirements of 24 CFR 1003.604. For publication and posting purposes, you may post or publish all narrative portions of the Statement if you include a statement that indicates that the entire Community Development Statement is available for public viewing and include the location, dates, and time it will be available for review.

c. Application Submission. Your application must contain the items listed below.

(1) Application for Federal Assistance (SF-424);

(2) SF-424 SUPP, Supplement Survey on Ensuring Equal Opportunity for Applicants;

(3) Applicant/Recipient Disclosure/ Update Report (HUD–2880);

(4) Acknowledgement of Application Receipt (HUD–2993). This form will be required only for applicants who have received a waiver of the electronic submission requirements and are submitting their paper copy application.

If the application has been submitted by a tribal organization as defined in 24 CFR 1003.5(b), on behalf of an Indian tribe, you must submit concurring resolutions from the Indian tribe stating that the tribal organization is applying on the tribe's behalf. Applicants must submit the resolution by either scanning it and attaching it as a file to your electronic application submission, or sending it via facsimile transmittal.

The other required items are as follows:

(5) Community Development Statement that includes:

(a) Components that address the general threshold requirement and the relevant project specific thresholds and rating factors;

(b) A schedule for implementing the project (Form HUD–4125, Implementation Schedule); and

(c) Cost information for each separate project, including specific activity costs, administration, planning, technical assistance, and total HUD share (Form HUD-4123, Cost Summary).

(6) A map showing project location, if appropriate;

(7) If the proposed project will result in displacement or temporary relocation, a statement that identifies:

(a) The number of persons (families, individuals, businesses, and nonprofit organizations) occupying the property on the date of the submission of the application (or date of initial site control, if later);

(b) The number to be displaced or temporarily relocated;

(c) The estimated cost of relocation payments and other services;

(d) The source of funds for relocation; and

(e) The organization that will carry out the relocation activities;

(8) If applicable, evidence of the disclosure required by 24 CFR 1003.606(e) regarding conflict of interest.

(9) If applicable, the demographic data statement described in Section IV.B.2.a. and Section V.A.3., Rating Factor 2 of this Program NOFA. The data accompanying the statement must identify the total number of persons benefiting from the project and the total number of low- and moderate-income persons benefiting from the project. To be considered, supporting documentation must include all of the following: a sample copy of a completed survey form; an explanation of the methods used to collect the data, and a listing of incomes by household.

(10) Optional submissions are:

(a) Client Comments and Suggestions (HUD–2994);

(b) Logic Model, HUD-96010;

A checklist identifying these forms is located in Appendix B.

3. Planning and Administrative Costs

Applicants must report project planning and administration costs on Form HUD–4123, Cost Summary. Planning and administrative costs cannot exceed 20 percent of the grant. The following criteria applies to planning and administrative costs:

a. Planning and administrative activities may only be funded in conjunction with a physical development activity.

b. If you are submitting an application for more than one project, costs must be broken down by project. Submit one Form HUD-4123 for each proposed project in addition to a consolidated Form HUD-4123 that includes costs for all proposed projects.

c. Do not include project costs (*i.e.* architectural/engineering, environmental, technical assistance, staff/overhead costs) directly related to project.

C. Submission Dates and Times

1. Application Submission Deadline

The application submission deadline is June 2, 2005. Applications submitted through *www.Grants.gov/Apply* must be received by Grants.gov no later than 11:59:59 Eastern time on the application submission date. If you have requested a waiver of the electronic submission requirements in the General Section, and are submitting a paper copy of your application, your completed application (one original and two copies) must be submitted to the United States Postal Service no later than 11:59:59 PM on the application submission date and be received by the designated Area Office of Native American Programs (ONAP) on or within 15 days of the application submission deadline. HUD will not accept any applications sent by e-mail or on a diskette, CD, or by facsimile. Please carefully follow the instructions in Section IV F. of the General Section for detailed information regarding application submission, delivery, and timely receipt requirements.

D. Intergovernmental Review

Executive Order 12372. Intergovernmental Review of Federal Programs, was issued to foster intergovernmental partnership and strengthen federalism by relying on state and local processes for the coordination and review of federal financial assistance and direct federal development. HUD implementing regulations are published in 24 CFR part 52. The Order allows each state to designate and entity to perform a state review function. The official listing of State Points of Contact (SPOC) for this review process can be found at *http://* www.whitehouse.gov/omb/grants/ spoc.html. Please note that Indian tribes are not subject to the intergovernmental review process.

E. Funding Restrictions

1. Ineligible Activities

In general, any activity that is not authorized under the provisions of 24 CFR 1003.201–1003.206 is ineligible to be assisted with ICDBG grant funds. The regulations at 24 CFR 1003.207 govern ineligible activities and should be referred to for details. The following guidance is provided in determining the eligibility of other activities frequently associated with ICDBG projects.

a. Government Office Space. Buildings, or portions thereof, used predominantly for the general conduct of government cannot be assisted with ICDBG funds. Those buildings include, but are not limited to, local government office buildings, courthouses, and other headquarters of government where the governing body meets regularly. Buildings that contain both governmental and non-governmental services can be assisted as long as the ICDBG funds are used only for the nongovernmental sections. Examples of ineligible buildings are a building to house the community development division or a tribal administration building. Your Area ONAP office should be consulted for projects of this nature.

b. General Government Expenses. Except as authorized in the regulations or under OMB Circular A–87, expenses required to carry out the regular responsibilities of the unit of general local government are not eligible for assistance with ICDBG funds.

c. Maintenance and Operation Expenses. In general, any expenses associated with repairing, operating, or maintaining public facilities and services are not eligible for assistance. Specific exceptions to this general rule are operating and maintenance expenses associated with public service activities [24 CFR 1003.201(e)], office space for program staff employed in carrying out the ICDBG program [24 CFR 1003.206(a)(4)], and interim assistance [24 CFR 1003.201(f)]. For example, where a public service is being assisted with CDBG funds, the cost of operating and maintaining that portion of the facility in which the service is located is eligible as part of the public service. Examples of ineligible operating and maintenance expenses are routine and non-routine maintenance and repair of streets, parks, playgrounds, water and sewer facilities, neighborhood facilities, senior centers, centers for persons with disabilities, parking facilities, and similar public facilities and, payment of salaries for staff, utility costs, and similar expenses necessary for the operation of public works and facilities.

d. New Housing Construction. The construction of new permanent residential structures and any program to subsidize or finance such new construction is ineligible unless carried out by a Community-Based Development Organization (CBDO) pursuant to 24 CFR 1003.204(a).

e. Furnishings and Personal Property. In general, the purchase of equipment, fixtures, motor vehicles, furnishings, or other personal property not an integral structural fixture is ineligible. Exceptions include when such purchases are necessary for use in grant administration (24 CFR 1003.206); necessary and appropriate for use in a project carried out by a CBDO (24 CFR 1003.204); used in providing a public service (24 CFR 1003.201(e)); or used as fire fighting equipment (24 CFR 1003.201(c)(1)(ii). However, ICDBG funds may be used to pay depreciation or use allowances (in accordance with OMB Circular A–87 or A–122 as applicable).

f. Construction Tools and Equipment. The purchase of construction tools and equipment is generally ineligible. However, compensation for the use of such tools and equipment through leasing, depreciation, or use allowances pursuant to OMB Circulars A-87 and A-122, as applicable, for an otherwise eligible activity is an eligible use of ICDBG funds. Exceptions include construction tools and equipment purchased for use as part of a solid waste facility (24 CFR 1003.201(c)(1)(ii)) and construction tools only (not equipment) purchased for use in a housing rehabilitation project being administered by the recipient using the force account construction method (24 CFR 1003.202(b)(8)).

g. Income Payments. In general, assistance shall not be used for income payments for housing or any other purpose. Income payments mean a series of subsistence-type grant payments made to an individual/family for items such as food, clothing, housing (rent/mortgage) or utilities, but excludes emergency payments made over a period of up to three months to the provider of such items or services on behalf of an individual/family. Examples of ineligible income payments include the payments for income maintenance and housing allowances.

2. Grant Ceilings: The authority to establish grant ceilings is found at 24 CFR 1003.100(b)(1). Grant ceilings are established for FY2005 funding at the following levels:

Area ONAP	Population	Ceiling
Eastern Woodlands.	ALL	\$500,000
Southern Plains	ALL	800,000
Northern Plains.	ALL	900,000
Southwest	50,001+	5,500,000
	10,501– 50,000.	2,750,000
	7,501– 10,500.	2,200,000

Area ONAP	Population	Ceiling
	6,001–7,500 1,501–6,000 0–1,500	1,100,000 825,000 605,000
Northwest	ALL	500,000
Alaska	ALL	500,000

For the Southwest Area ONAP jurisdiction, the population used to determine ceiling amounts is the Native American population that resides on a reservation or rancheria. Please contact that office before submitting your application if you are unsure of the population level to use to determine the ceiling amount for your tribe or if you believe that the level used for previous years needs to be revised or corrected. The Southwest ONAP must approve any corrections or revisions to Native American population data before you submit your application.

F. Other Submission Requirements

1. Mailing and Receipt Procedures

Specific information regarding mailing and receipt procedures for FY 2005 is located in the General Section, Section IV, F.

2. Addresses for Submitting Applications

HUD will only accept mailed applications if a waiver of the electronic delivery process has been approved by HUD. Information regarding electronic submission and waivers from the electronic submission requirement is located in the General Section. If a waiver of the electronic submission requirement is granted, submit the original signed application and two copies to the appropriate Area ONAP for your jurisdiction. A list identifying each Area ONAP jurisdiction is provided below.

If you are applying from this geographic location and a waiver from the electronic submission requirements has been granted, then .	Send your application to this area ONAP: (Persons with hearing and/or speech challenges may access the telephone numbers listed on this page via TTY (text telephone) by calling the Federal Relay Service at 800–877–8339 (this is a toll-free number)
All States East of the Mississippi River, Plus Iowa and Minnesota.	Eastern/Woodlands Office of Native American Programs, Grants Management Division, 77 West Jackson Blvd., Room 2400, Chicago, IL 60604–3507, Telephone: (312) 886–4532, Ext. 2815 or 800–735–3239.
Louisiana, Kansas, Oklahoma, and Texas, except West Texas.	Southern Plains Office of Native American Programs, Grants Management Division, 301 N.W. 6th Street, Suite 200, Oklahoma City, OK 73102, Telephone: (405) 609–8520.
Colorado, Montana, Nebraska, North Dakota, South Dakota, Utah, and Wyoming.	Northern Plains Office of Native American Programs, Grants Management Division, UMB Plaza, 1670 Broadway, 23rd Floor, Denver, CO 80202–4801, Telephone: (303) 672–5465 or 888–814–2945.
Arizona, California, and Nevada	Southwest Office of Native American Programs, Grants Management Division, One North Central Avenue, Suite 600, Phoenix, AZ 85004–2361, Telephone: (602) 379–7220.
New Mexico and West Texas	Southwest Office of Native American Programs, Grants Management Division, 625 Silver Ave., SW Suite #300, Albuquerque, NM 87102–3185, Telephone: (505) 346–6923.

V. Application Review Information

A. Criteria

1. RC/EZ/EC–II: Bonus points described in the General Section for projects located in RC/EZ/EC–II will not be awarded under this Program NOFA.

2. Rating Factors to Evaluate and Rate Applications: The factors for rating and

ranking applications and the points for each factor are provided below. A maximum of 100 points may be awarded under Rating Factors 1 through 5. To be considered for funding, your application must receive a minimum of 15 points under rating factor 1 and an application score of 70 out of the possible total of 100, the maximum any project can receive. The following summarizes the points assigned to each rating factor and each rating subfactor and lists which rating subfactors apply to which project types. Please use this table to ensure you are addressing the appropriate rating subfactor for your project.

Rating factor	Rating sub- factor	Points	Project type
1	Total (1)(a) (1)(b) (1)(c) (1)(d) (2)(a) (2)(b) (2)(c) (2)(d) (2)(e)	30 10 5 or 7* 3 or 8* 2 or 5* 2 or 0* 2 or 0*	Minimum of 15 Points Required. All Project Types. All Project Types.
2		20 5 15 15 15	All Project Types. Public Facilities and Improvements and Economic Development Projects. New Housing Construction, Housing Rehabilitation, Land Acquisition to Support New Housing, and Homeownership Assistance Projects. Microenterprise Programs.
3	Total (1) (2) (3) (4)(a) (4)(b) (4)(c) (4)(d) (4)(e)	15 15 15	 All Project Types. All Project Types. By Project Type. Public Facilities and Improvements. New Housing Construction, Housing Rehabilitation, and Homeownership Assistance Projects. Economic Development Projects. Microenterprise Programs. Land Acquisition to Support New Housing.
4	Total	10	All Project Types.
5	Total	5	All Project Types.
Total		100	Minimum of 70 Points Required.

* The first number listed indicates the maximum number of points available to current ICDBG grantees under this subfactor. The second number indicates the maximum number of points available to new applicants.

Rating Factor 1: Capacity of the Applicant (30 Points)

This Factor addresses the extent to which you have the organizational resources necessary to successfully implement the proposed activities in accordance with your implementation schedule. If applicable, past performance in administering previous ICDBG grants will be taken into consideration. You must address the existence or availability of these resources for the specific type of activity for which you are applying. You must receive a minimum of 15 points under this Factor for your proposed activity to be eligible for funding. HUD will not rate any projects further that do not receive a minimum of 15 points under this factor. Please note: If your application is funded, you will be required to submit an annual status and evaluation report which will describe the status of completed activities and any remaining work to be done (see Section VI.C. Reporting). The implementation schedule and/or the Logic Model, Form HUD 96010, you submit for this Factor will also be measured against actual progress if you are funded.

(1) (20 points for current ICDBG grantees) (30 points for new applicants) Managerial, Technical, and Administrative Capability.

Your application must include documentation demonstrating that you possess or can obtain managerial, technical, and/or administrative capability necessary to carry out the proposed project. Your application must address who will administer the project and how you plan to handle the technical aspects of executing the project in accordance with your implementation schedule. Typical documents that may be submitted include, but are not limited to, resumes of proposed staff, written summaries of qualifications and past experience, job descriptions, organizational charts and staffing plans, and references or letters of endorsement from others who have worked with the proposed staff.

(a) (10 points). Managerial and Technical Staff.

The extent to which your application provides documentation and describes the roles/responsibilities and the knowledge/experience of your overall proposed project director and staff, including the day-to-day program manager, consultants, and contractors in planning, managing, and implementing projects in accordance with the implementation schedule for which funding is being requested. Experience will be judged in terms of recent, relevant, and successful experience of your staff to undertake eligible program activities. In rating this Factor, HUD will consider experience within the last 5 years to be recent; experience pertaining to the specific activities being proposed to be relevant; and experience producing specific accomplishments to be successful. The more recent the experience and the more experience your own staff members who work on the project have in successfully conducting and completing similar activities, the greater the number of points you will receive for this rating Factor.

(10 Points). The applicant has provided documentation and adequately describes the roles/responsibilities and the knowledge/experience of its overall project director and staff, including the day-to-day program manager, consultants, and contractors in planning, managing, and implementing projects for which funding is being requested. Staff experience as described in the application is recent (within 5 years), relevant (pertains to the specific activities being proposed) and successful (has produced specific accomplishments).

(5 Points). The applicant has provided documentation and adequately describes the roles/responsibilities and the knowledge/experience of its overall project director and staff, including the day-to-day program manager, consultants, and contractors in planning, managing and implementing projects for which funding is being requested. However, one of the following applies: staff experience as described in the application is not recent (not within 5 years), is not relevant (does not pertain to the specific activities being proposed), or is not successful (did not produce specific accomplishments).

(0 Points). The applicant has not provided any documentation or adequately described the roles/ responsibilities and the knowledge/ experience of its overall project director and staff, including the day-to-day program manager, consultants, and contractors in planning, managing, and implementing projects for which funding is being requested or more than one of the following applies: staff experience as described in the application is not recent (not within 5 vears), is not relevant (does not pertain to the specific activity being proposed), or is not successful (did not produce specific accomplishments).

^(b) (5 points for current ICDBG grantees) (7 points for new applicants) Project Implementation Plan and Program Evaluation.

The extent to which your project implementation plan identifies the specific tasks and timelines that you and your partner contractors and/or sub grantees will undertake to complete your proposed project on time and within budget. The Project Implementation Schedule, Form HUD-4125, may serve as this required schedule, provided that it is sufficiently detailed to demonstrate that you have clearly thought out your project implementation. The extent to which your project identifies, measures, and evaluates the specific benchmarks, outputs, outcomes, and/or goals of your project that enhance community viability. The Logic Model, Form HUD-96010, may serve as the format to address this information or you may provide a different format that provides the same information.

(5 points for current ICDBG grantees) (7 points for new applicants). The applicant submitted a project implementation plan that clearly specifies project tasks and timelines. The documentation identifies the steps in place to make adjustments to the work plan if tasks are not completed within established time frames. The applicant submitted clear project benchmarks, outputs, outcomes, and/or targets and identified objectively quantifiable program measures and/or evaluation process.

(3 points for current ICDBG grantees) (4 points for new applicants). The applicant submitted a project implementation plan that specifies project tasks and timelines. The applicant submitted project benchmarks, outputs, outcomes, and/or targets for each; however, did not clearly identify objectively quantifiable program measures and/or the evaluation process.

(0 points for current ICDBG grantees or new applicants). The applicant submitted a project implementation schedule that does not address all project tasks and timelines associated with the project. Project benchmarks, outputs, outcomes, and/or goals were not submitted, or if submitted, did not address either the quantifiable program measures and/or the evaluation process.

(c) (3 points for current ICDBĜ grantees) (8 points for new applicants) Financial Management.

This subfactor evaluates the extent to which your application describes how your financial management systems will facilitate effective fiscal control over your proposed project and meet the requirements of 24 CFR part 85 and 24 CFR part 1003. You must also describe how you will apply your financial management systems to the specific project for which you are applying. The application must include a tribal resolution or other written document signed by the appropriate entity according to tribal practices that adopts your financial management and/or internal control policies and procedures. The application will also be rated on the seriousness/significance of the findings related to your financial management system identified in your current audit. If you are required to have an audit but do not have a current audit, you must submit a letter from your Independent Public Accountant that is dated within the past 12 months stating that your financial management system complies with all applicable regulatory requirements. If you are not required to have an audit, you will automatically receive points for this portion of the subfactor if you provide the other information required by this subfactor. For purposes of this subfactor, a current audit is one which has been submitted to the Federal Audit Clearinghouse within 9 months of the end of the

applicant's last fiscal year, or 30 days after receipt of the audit report from the auditor, whichever comes first.

(3 points for current ICDBG grantees) (8 points for new applicants). The applicant clearly described how it will apply its financial management systems to the proposed project. A tribal resolution or other written document signed by the appropriate entity according to tribal practices adopting financial management or internal control policies and procedures were included with the application. The applicant's current audit does not contain any serious or significant findings related to its financial management system, or if there is no current audit, the applicant submitted a letter from its Independent Public Accountant stating that its financial management system complies with all applicable regulatory requirements.

(2 points for current ICDBG grantees) (4 points for new applicants). The applicant's current audit does not contain any serious or significant findings related to its financial management system, or if there is no current audit, the applicant submitted a letter from its Independent Public Accountant stating that its financial management system complies with all applicable regulatory requirements. The applicant did not describe how it would apply its financial management systems to the proposed project, or it did not submit a tribal resolution or other written document adopting financial management or internal control policies and procedures. For purposes of this subfactor, a current audit is one which has been submitted to the Federal Audit Clearinghouse within 9 months of the end of the applicant's last fiscal year, or 30 days after receipt of the audit report from the auditor, whichever comes first.

(1 point for current ICDBG grantees) (2 points for new applicants). The applicant's current audit does not contain any serious or significant findings related to its financial management system, or if there is no current audit, the applicant submitted a letter from its Independent Public Accountant stating that its financial management system complies with all applicable regulatory requirements. The applicant did not describe how it would apply its financial management systems to the proposed project, and it did not submit a tribal resolution or other written document adopting financial management or internal control policies and procedures.

(0 points for current ICDBG grantees or new applicants). The applicant's current audit included serious or significant findings related to its financial management systems or if there is no current audit, the applicant did not submit a letter from its IPA stating its financial management systems comply with all regulatory requirements. No tribal resolution or other written document adopting financial management or internal control policies and procedures were submitted with the application, and the applicant did not describe how it would apply its financial management systems to the proposed project.

(d) (2 points for current ICDBG grantees) (5 points for new applicants) Procurement and Contract Management.

This subfactor evaluates the extent to which your application describes how your procurement and contract management policies and procedures will facilitate effective procurement and contract control over your proposed project and meet the requirements of 24 CFR part 85 and 24 CFR part 1003. You must also describe how you will apply your procurement and contract management systems to the specific project for which you are applying. The application must include a tribal resolution or other written document signed by the appropriate entity according to tribal practices that adopts your procurement and contract management policies and procedures. The application will also be rated on the seriousness of the findings related to procurement and contract management identified in your current financial audit. If you are required to have an audit but do not have a current audit. you must submit a letter from your Independent Public Accountant stating that your procurement and contract management system complies with all applicable regulatory requirements. If you are not required to have an audit, you will automatically receive points for this portion of the subfactor if you provide the other information required by this subfactor.

(2 points for current ICDBG grantees) (5 points for new applicants). The applicant clearly described how its procurement and contract management policies and procedures will facilitate effective procurement and contract control over the proposed project, and meet the requirements of 24 CFR part 85 and 24 CFR part 1003. A tribal resolution or other written document signed by the appropriate entity according to tribal practices adopting procurement and contract management policies and procedures were included with the application. The applicant's current audit does not contain any serious or significant findings related to its procurement and contract management system, or if there is no

current audit, the applicant submitted a letter from its Independent Public Accountant stating that its procurement and contract management system complies with all applicable regulatory requirements.

(1 point for current ICDBG grantees) (4 points for new applicants). The applicant's current audit does not contain any serious or significant findings related to its procurement or contract management system, or if there is no current audit, the applicant submitted a letter from its Independent Public Accountant stating that its procurement and contract management system complies with all applicable regulatory requirements. The applicant did not describe how it would apply its procurement and contract management systems to the proposed project, or it did not submit a tribal resolution or other written document adopting procurement and contract management policies and procedures.

(0 points for current ICDBG grantees or new applicants). The applicant's current audit included serious or significant findings related to its procurement and contract management systems or if there is no current audit, the applicant did not submit a letter from its IPA stating its procurement and contract management systems comply with all regulatory requirements. No tribal resolution or other written document adopting procurement or contract management policies and procedures were submitted with the application, and the applicant did not describe how it would apply its procurement and contract management systems to the proposed project.

(2) (10 points for current ÍCDBG grantees) (0 points for new applicants) Past Performance.

HUD will evaluate your experience in producing timely products and reports in any previous grant programs undertaken with HUD funds for the following performance measures. HUD reserves the right to take into account your past performance in meeting performance and reporting goals on any previous HUD awards. Applicants are not required to respond to the subfactors related to past performance. HUD will rely on information on file.

(a) (2 points for current ICDBG grantees) (0 points for new applicants). You have had satisfactory progress in meeting the time frames established in the HUD-approved Implementation Schedule for the ICDBG Program.

(2 points). The applicant has made satisfactory progress in meeting the timeframes established in the implementation schedule, or was behind schedule but the applicant has an approved revised implementation schedule that was submitted prior to application deadline.

(O points). The applicant has not made satisfactory progress meeting timeframes in the most recently approved implementation schedule.

(b) (2 points for current ICDBG grantees) (0 points for new applicants).

(2 points). The applicant has submitted both the Annual Status and Evaluation Reports and Federal Cash Transaction Reports for ICDBG programs in a timely manner.

(*1 point*). The applicant has submitted either the Federal Cash Transaction Reports or the Annual Status and Evaluation Reports for ICDBG programs in a timely manner.

(0 points). The applicant has not submitted either of the required reports in a timely manner.

(c) (2 points for current ICDBG grantees) (0 points for new applicants). You have submitted close-out documents to HUD in a timely manner. Close-out documents are required for the ICDBG Program within 90 days of the date it is determined that the criteria for close-out at 24 CFR 1003.508 have been met.

(2 points). The applicant submitted close-out documents to HUD in accordance with the timeframe and criteria at § 1003.508.

(0 points). The applicant has not submitted close-out documents to HUD as required by § 1003.508.

(d) (2 points for current ICDBG grantees) (0 points for new applicants). You have submitted annual audits in a timely fashion in accordance with the ICDBG requirements and OMB Circular A–133 and its compliance supplements.

(2 points). The applicant has submitted annual audits in accordance with ICDBG requirements and OMB Circular A–133 and its compliance supplements, or if the applicant has not been required to submit an audit, it will receive 2 points.

(0 points). The applicant has not submitted annual audits in accordance with ICDBG requirements and OMB Circular A–133 and its compliance supplements.

(e) (2 points for current ICDBG grantees) (0 points for new applicants). You have resolved in a timely manner ICDBG monitoring findings and controlled audit findings or there are no findings in current reports.

(2 points). The applicant resolved open ICDBG monitoring findings and controlled audit findings in a timely manner. If there were no open audit or ICDBG monitoring findings (current grantees only), the applicant will receive 2 points. (0 points). The applicant has not resolved open ICDBG monitoring findings and controlled audit findings in a timely manner.

Rating Factor 2: Need/Extent of the Problem (20 points)

This factor addresses the extent to which there is a need for the proposed project to address a documented problem among the intended beneficiaries.

(1) *(up to 5 points).* Your application includes quantitative documentation demonstrating that the proposed project meets an essential community development need by providing outcomes that are critical to the viability of the community.

(2) (15 points). Your project benefits the neediest segment of the population, in accordance with the Program's primary objective defined at 24 CFR 1003.2. The criteria for this sub-factor vary according to the type of project for which you are applying. Please note that you may submit data that are unpublished and not generally available in order to meet the requirements of this section. However, to do so, you must submit a demographic data statement along with supporting documentation as described in Section IV.B.2.a. For documenting persons employed by the project, you do not need to submit a demographic data statement and corresponding documentation. However, you do need to submit information that describes the nature of the jobs created or retained. Such information includes but is not limited to proposed job descriptions, salaries and the number of full-time equivalent positions. If you believe jobs will be retained as a result of the ICDBG project, include information that show clearly and objectively, that jobs will be lost without the ICDBG project. Jobs that are retained only for the period of the grant will not count under this rating factor.

(a) Public Facilities and Improvements and Economic Development Projects. The proposed activities benefit the neediest segment of the population, as identified below. For economic development projects, you may consider beneficiaries of the project as persons served by the project and/or persons employed by the project, and jobs created or retained by the project.

(15 points). 85 percent or more of the beneficiaries are low- or moderate-income.

(10 points). At least 75 percent but less than 85 percent of the beneficiaries are low- or moderate-income.

(5 points). At least 55 percent but less than 75 percent of the beneficiaries are low- or moderate-income. (0 points). Less than 55 percent of the beneficiaries are low- or moderate-income.

(b) New Housing Construction, Housing Rehabilitation, Land Acquisition to Support New Housing, and Homeownership Assistance Projects. The need for the proposed project is determined by utilizing data from the tribe's 2005 IHBG formula information. The ratio is based on the dollars allocated to a tribe under the IHBG Program for Need divided by the sum of the number of AIAN households in the following categories:

- —Annual income less than 30 percent of median income;
- —Annual income between 30 percent and 50 percent of median income;
- Annual income between 50 percent and 80 percent of median income;
- Overcrowded or without kitchen or plumbing;
- —Housing cost burden greater than 50 percent of annual income;
- -Housing shortage (Number of lowincome AIAN households less total number of NAHASDA and Formula Current Assisted Stock).
- This ratio is computed for each tribe and contained in Appendix A.

(15 points). The dollar amount for the Indian tribe is \$354–\$675 or the tribe's total FY2005 IHBG amount was \$100,000 or less and Appendix A of this NOFA indicates that the Indian tribe has no AIAN households experiencing income or housing problems.

(*10 points*). The dollar amount for the Indian tribe is \$67–\$1,200.

(*5 points*). The dollar amount for the Indian tribe is \$1,201–\$1,999.

(*0 points*). The dollar amount for the Indian tribe is \$2,000 or higher, or Appendix A indicates that the Indian tribe has no AIAN households experiencing income or housing problems.

(c) Microenterprise Programs. A microenterprise is a business that has five or fewer employees, one or more of whom owns the enterprise. The owner(s) of the microenterprise must be low- or moderate-income and the majority of the jobs created or retained will be for low- or moderate-income persons. To evaluate need, the nature of the jobs created or retained will be evaluated. The owners of the microenterprises are low- and moderateincome and:

(15 points). All employees are low- or moderate-income.

(*10 points*). At least 75 percent but less than 100 percent of the employees are low- or moderate-income.

(5 points). At least 50 percent but less than 75 percent of the employees are low- or moderate-income. (*0 points*). Less than 50 percent of the employees are low- and moderate-income.

Rating Factor 3: Soundness of Approach (35 Points)

This factor addresses the quality and anticipated effectiveness of your proposed project's outcomes in enhancing community viability and in meeting the needs you have identified in Rating Factor 2 and the commitment to sustain your proposed project. The populations that were described in demographics that documented need should be the same populations that will receive the primary benefit of the proposed project.

(1) (*14 points*). Description of and Rationale for Proposed Project.

(14 points). The proposed project is a viable and cost effective approach to address the needs outlined under Rating Factor 2 of your application. The proposed project is described in detail and indicates why you believe the proposed project will be most effective in addressing the identified need. The proposed outcomes for the project clearly describe how the community's viability will be enhanced, including selection of measures listed in Rating Factor 5. The application includes a description of the size, type and location of the project and a rationale for project design. The application must also include anticipated cost savings due to innovative program design or construction methods. For land acquisition to support new housing projects, you must establish that there is a reasonable ratio between the number of net usable acres to be acquired and the number of low- and moderateincome households to benefit from the project.

(9 points). The proposed project is a viable and cost effective approach to address the needs outlined under Rating Factor 2 of the application. The project is described in detail and indicates why you believe the project will be most effective in addressing the identified need. Proposed outcomes that will enhance the community's viability are included. The application includes a description of the size, type and location of the project as well as a rationale for project design. For land acquisition to support new housing projects, the applicant has established that there is a reasonable ratio between the number of net usable acres to be acquired and the number of low- and moderate-income households to benefit from this project. The application does not include anticipated cost savings due to innovative program design and/or construction methods.

(5 points). The proposed project is a viable and cost effective approach to address the needs outlined under Rating Factor 2 of the application. The project is described and indicates why you believe the project will be most effective in addressing the identified need. Proposed outcomes are included but do not describe how the project will enhance community viability. The application includes a description of the size, type, and location of the project. For land acquisition to support new housing projects, the applicant has established that there is a reasonable ratio between the number of net usable acres to be acquired and the number of low- and moderate-income households to benefit from the project. The application does not include anticipated cost savings due to innovative program design and/or construction methods.

(*0 points*). The proposed project is not a viable and cost effective approach to address the needs outlined under Rating Factor 2 of the application. The proposed project is not described in detail with an indication of why the applicant believes the project will be most effective in addressing the identified need. Proposed outcomes describing how the project will enhance community viability are not included. For land acquisition to support new housing projects, the applicant has not established that there is a reasonable ratio between the number of net usable acres to be acquired and the number of low- and moderate-income households to benefit from the project. The application does not include anticipated cost savings due to innovative program design and/or construction methods.

(2) (*5 points*). Budget and Cost Estimates.

The quality, thoroughness, and reasonableness of the proposed project budget are documented. Cost estimates must be broken down by line item for each proposed activity, including planning and administration costs, and documented. You must submit documentation listing the qualifications of the person who prepared the cost estimate.

(3) (*1 point*). HUD Policy Priorities. Your application addresses the goals for "Improving Our Nation's Communities", or "Energy Star", two of HUD's 2005 Policy Priorities, as described in Section V. B. 2 of the General Section. You must describe which of these two Policy Priorities you select and describe how your activity will meet the applicable goals.

(4) (15 points). Commitment to Sustain Activities.

Your application demonstrates your commitment to your community's

viability by sustaining your proposed activities. The information provided is sufficient to determine that the project will proceed effectively.

The criteria for this sub-factor vary according to the type of project for which you are applying.

(a) Public Facilities and Improvement Projects.

(15 points). If a tribe assumes operation and maintenance responsibilities for the public facilities and improvements, a tribal resolution is included in the application that adopts the operation and maintenance plan and commits the necessary funds to provide for these responsibilities. In addition, the operation and maintenance plan is included in the application and addresses maintenance, repairs, insurance, security, and replacement reserves and includes a cost breakdown for annual expenses. If an entity other than the tribe commits to pay for operation and maintenance for the public facilities, a letter of commitment from the entity is included in the application that identifies the maintenance responsibilities and, if applicable, responsibilities for operations the entity will assume as well as necessary funds to provide for these responsibilities. Submission of the operation and maintenance plan is not required when an entity other then the tribe assumes operation and maintenance responsibilities. For public facility buildings only, a tribal resolution or letter of commitment is included in the application that identifies the source of and commits the necessary operating funds for any recreation, social or other services to be provided. In addition, letters of commitment from service providers are included which address both operating expenses and space needs.

(10 points). If a tribe assumes operation and maintenance responsibilities for the public facilities and improvements, a tribal resolution is included in the application that adopts the operation and maintenance plan and commits the necessary funds to provide for these responsibilities. In addition, the operation and maintenance plan is included in the application and addresses most of the following items (maintenance, repairs, insurance, security, and replacement reserves) but does not include a satisfactory cost breakdown for annual expenses. If an entity other than the tribe commits to pay for operation and maintenance for the public facilities and maintenance, a letter of commitment from the entity is included in the application that identifies the maintenance responsibilities and, if applicable,

responsibilities for operations the entity will assume but no information committing the necessary funds to provide for these responsibilities is included. Submission of the operation and maintenance plan is not required when an entity other than the tribe assumes operation and maintenance responsibilities. For community buildings only, a tribal resolution or letter of commitment is included in the application that identifies the source of and commits the necessary operating funds for any recreation, social or other services to be provided. In addition, letters of commitment from service providers are included which address both operating expenses and space needs. Information provided is sufficient to determine that the project will proceed effectively.

(5 points). If a tribe assumes operation and maintenance responsibilities for the public facilities and improvements, a tribal resolution is included in the application that adopts the operation and maintenance plan and commits the necessary funds to provide for these responsibilities, or the operation and maintenance plan is included in the application and addresses most of the following items (maintenance, repairs, insurance, security, and replacement reserves). If an entity other than the tribe commits to pay for operation and maintenance for the public facilities and maintenance, the maintenance provider is identified and, if applicable, responsibilities for operations the entity will assume, but no letter of commitment is included. For public facility buildings only, no tribal resolution or letter of commitment is included in the application that identifies the source of and commits the necessary operating funds for any recreation, social or other services to be provided. However, letters of commitment to provide services are included but they do not address operating expenses and space needs. Information provided is sufficient to determine that the project will proceed effectively

(0 points). None of the above criteria is met.

(b) New Housing Construction, Housing Rehabilitation, and Homeownership Assistance Projects.

(15 points). The ongoing maintenance responsibilities are clearly identified for the tribe and/or the participants, as applicable. Any participant maintenance responsibilities are included on a statement to be signed by the participant as a condition of receiving grant assistance and the statement to be used is included in the application. If the tribe or another entity is assuming maintenance responsibilities, then the applicant must submit either a tribal resolution or letter of commitment to that effect.

(10 points). Maintenance responsibilities are identified, but lacking in detail, and the above statement (if applicable) to be signed by the participant, or the tribal resolution or letter of commitment regarding maintenance responsibilities is submitted.

(5 points). Tribal maintenance responsibilities are identified but participant responsibilities are either not addressed or do not exist, or there is no tribal resolution or letter of commitment or statement signed by the participant.

(0 points). None of the above criteria is met.

(c) Economic Development Projects. You must include information or documentation which addresses or provides all of the following in the application: a description of the organizational system and capacity of the entity that will operate the business; documents which show that formal provisions exist for separation of government functions from business operating decisions, an operating plan for the project, and the feasibility and market analysis of the proposed business activity and the financial viability of the project.

Appropriate documents to include in the application to address these items include:

(i) Articles of incorporation, by-laws, resumes of key management positions and board members for the entity who will operate the business.

(ii) Business operating plan.(iii) Market study no more than two years old and which has been conducted by an independent entity.

(iv) Feasibility study no more than two years old which indicates how the proposed business will capture a fair share of the market, and which has been conducted by an independent entity.

(v) Detailed cost summary for the development of the project.

(vi) Five year operating or cash flow financial projections.

(vii) For the expansion of an existing business, copies of financial statements for the most recent three years (or the life of the business, if less than three years).

The submitted documentation will be evaluated to determine the project's financial chance for success. The following information must be addressed to meet this requirement:

(i) Does the business plan seem thorough and the organization structure have quality control and responsibilities built in?

(ii) Does the business plan or market analysis indicate that a substantial market share is likely within five years?

(iii) Do the costs appear to be reasonable given projected income and information about inputs?

(iv) Does the business plan or cash flow analysis indicate that cash flow will be positive within the first year?

(v) Is the financial statement clean with no indications of concern by the auditor?

(15 points). All above documents applicable to the proposed project are included in your application and provide evidence that the project's chance for financial success is excellent.

(8 points). All or most of the above documents applicable to the proposed project are included and provide evidence that the project's chance for financial success is reasonable.

(0 points). Neither of the above criteria is met.

(d) *Microenterprise Programs.* You must include the following information or documentation in the application that addresses or provides a description of how your microenterprise program will operate. Appropriate information to include in the application to address program operations includes:

(i) Program description. A description of your microenterprise program including the types of assistance offered to microenterprise applicants and the types of entities eligible to apply for such assistance.

(ii) Processes for selecting applicants. A description of your processes for analyzing microenterprise applicants' business plans, market studies and financial feasibility. For credit programs, you must describe your process for determining the loan terms (*i.e.* interest rate, maximum loan amount, duration, loan servicing provisions) to be offered to individual microenterprise applicants.

(15 points). All of the above information or documentation applicable to the proposed project are thoroughly addressed in the application and the chances for success are excellent.

(8 points). All or most of the above information or documentation applicable to the proposed project are addressed in the application and the chances for success are reasonable.

(0 points.) Neither of the above criteria is met.

(e) Land Acquisition Projects to Support New Housing.

Submissions must include the results of a preliminary investigation

conducted by a qualified independent entity demonstrating that the proposed site has suitable soil conditions for housing and related infrastructure, potable drinking water is accessible for a reasonable cost, access to utilities, vehicular access, drainage, nearby social and community services, and no known environmental problems.

(15 points).) The submissions include all of the above-mentioned items and all necessary infrastructure is in place.

(8 points). The submissions demonstrate that the proposed site(s) is/ are suitable for housing but that not all necessary infrastructure is in place. A detailed description of resources to be used and a detailed implementation schedule for development of all necessary infrastructure demonstrates that such infrastructure, as needed for proposed housing development, will be developed in time for such development, but no later than two years after site purchase.

(0 points). Neither of the above criteria is met.

Rating Factor 4: Leveraging Resources (10 Points)

HUD believes that ICDBG funds can be used more effectively to benefit a larger number of Native American and Alaska Native persons and communities if projects are developed that use tribal resources and resources from other entities in conjunction with ICDBG funds. To encourage this, we will award points based on the percentage of non-ICDBG resources provided relative to project costs as follows:

Points
0
2
4
6
8
0 10

Contributions which could be considered as leveraged resources for point award include, but are not limited to: Tribal trust funds; loans from individuals or organizations; private foundations; businesses; state or federal loans or guarantees; other grants including IHBG (also known as NAHBG) funds; donated goods and services needed for the project; land needed for the project; and, direct administrative costs. With the exception of land acquisition, funds that have been expended on the project prior to application submission will not be counted as leverage. Applicants are reminded that environmental review requirements under 24 CFR part 58 apply to the commitment or use of both ICDBG and non-ICDBG funds in a leveraged project. See Section VI.B.a. for information related to this requirement.

Contributions that will not be considered include, but are not limited to: Indirect administrative costs as identified in OMB Circular A–87, attachment A, section F; contributions of resources to pay for anticipated operations and maintenance costs of the proposed project; and, in the cases of expansions to existing facilities, the value of the existing facility.

To be considered for point award, letters of firm or projected commitments, memoranda of understanding, or agreements to participate from any entity, including the tribe, which will be providing a contribution to the project, must accompany the application. The documentation must be received by HUD in the paper application package (if you have received a waiver of the electronic submission requirement) or for electronically submitted applications, the documentation must be scanned and submitted as part of the application documents or sent by facsimile transmittal. Applicants should follow the requirements for facsimile transmittal requirements in the General Section. All documents submitted must be received by the application submission dates and meet the timely receipt requirements to receive funding consideration.

To demonstrate the commitment of tribal resources, the application must contain a council resolution or legal equivalent that identifies and commits the tribal resources to the project, subject to approval of the ICDBG assistance. In the case of IHBG (also known as NAHBG) funds, whether the tribe or a TDHE administers them, an approved IHP must identify and commit the IHBG (also known as NAHBG) resources to the project. If the tribe/ TDHE intends to include the leveraged commitment in a future IHP, the application must contain a council resolution or legal equivalent that identifies and commits the IHBG (also known as NAHBG) resources to the project subject to the same requirements as above.

To demonstrate the commitment of public agency, foundation, or other private party resources, a letter of commitment, memorandum of understanding, and/or agreement to participate, including any conditions to which the contribution may be subject, must be submitted with the application. All letters of commitment must include the donor organization's name, the specific resource proposed, the dollar amount of the financial or in-kind resource and method for valuation, and the purpose of that resource within the proposed project. An official of the organization legally authorized to make commitments on behalf of the organization must sign the commitment.

HUD recognizes that in some cases, firm commitments of non-tribal resources may not be obtainable by your tribe by the application submission deadline. For such projected resources, vour application must include a statement from the contributing entity that describes why the firm commitment cannot be made at the current time and affirms that your tribe and the proposed project meets eligibility criteria for receiving the resource. In addition, a date by which the funding decisions will be made must be included. This date cannot be more than six months from the anticipated date of grant approval by HUD. Should HUD not receive notification of the firm commitment within 6 months of the date of grant approval, HUD will recapture the grant funds approved and will use them in accordance with the requirement of 24 CFR 1003.102.

In addition to the above requirements, for all contributions of goods, services and land, you must demonstrate that the donated items are necessary to the actual development of the project and include comparable costs that support the donation. Land valuation must be established using one of the following methods and the documentation must be contained in the application: A site specific appraisal no more than two years old; an appraisal of a nearby comparable site also no more than two years old; a reasonable extrapolation of land value based on current area realtor value guides; or, a reasonable extrapolation of land value based on recent sales of similar properties in the same area.

Rating Factor 5: Comprehensiveness and Coordination (5 Points)

This factor addresses the extent to which your project planning and proposed implementation reflect a coordinated, community-based process of identifying and addressing needs including assisting beneficiaries and the program to achieve self-sufficiency/ sustainability. Please note that the Logic Model, HUD Form 96010, is not required for Rating Factor 5 under the ICDBG Program. However, applicants may use this form to address program evaluation requirements under Rating Factor 1.(1).(b) of this Program NOFA, and measurable outputs and outcomes in Section (2) of this factor.

(1) (2 points). The application addresses the extent to which you have coordinated your proposed ICDBG activities with other organizations and/ or tribal departments that are not providing direct financial support to your proposed work activities, but with which you share common goals and objectives and are working toward meeting these objectives in a holistic and comprehensive manner. For example, your project is consistent with and, to the extent possible, identified in the IHP (One-Year Financial Resources Narrative; Table 2, Financial Resources, Part I., Line 1E; and, Table 2, Financial Resources, Part II) submitted by you or on your behalf for the IHBG (also known as NAHBG) Program. If the IHP for the IHBG (also known as NAHBG) program vear that coincides with the implementation of the ICDBG proposed project has not been submitted, you must provide an assurance that when submitted, the IHP will specifically reference the proposed project.

(2) (3 points). Your proposed project will have measurable outputs and outcomes that will enhance community viability.

Outputs must include, where applicable:

- Number of houses rehabilitated;
- Number of jobs created or obtained;
- Square feet for any public facility;

• Number of education or job training opportunities provided;

• Number of homeownership units constructed or financed;

• Number of businesses assisted (including number of minority/Native American);

• Number of families proposed to be assisted with a drug-elimination program, or with a program to reduce or eliminate health related hazards.

Outcomes must include, where appropriate:

• Reduction in the number of families living in substandard housing;

• Increased income resulting from employment generated by project;

• Increased quality of life due to services provided by the public facility;

• Increased economic self-sufficiency of recipients of program beneficiaries;

• Increase in homeownership rates;

Reduction of drug-related crime or

health related hazards.

B. Reviews and Selection Process

1. Application Selection Process

You must meet all of the applicable threshold requirements listed in Section III.C.3. and 4. Your application must meet all screening for acceptance requirements and all identified applicant and project specific thresholds. HUD will review each application and assign points in accordance with the selection factors described in this section.

2. Threshold Compliance

The Area ONAP will review each application that passes the screening process to ensure that each applicant and each proposed project meets the applicant threshold requirements set forth in 24 CFR 1003.301(a) and the project specific threshold requirements set forth in 24 CFR 1003.302 and IIIV.C.3 and 4 of this Program NOFA.

3. Past Performance

An applicant's past performance is evaluated under Rating Factor 1, Capacity of the Applicant. Applicants are encouraged to address all performance-related criteria prior to submission of an application. An applicant must score a minimum of 15 points under Rating Factor 1 in order to meet the minimum point requirements outlined below in this Program NOFA.

Rating Panels

The Area ONAP office for your jurisdiction, as listed in Section IV.F.2., will rate applications. Rating panels may be used only for the summary review, after the application is rated, as discussed in Section V.B.5. below.

5. Rating

The Area ONAP will review and rate each project that meets the acceptance criteria and threshold requirements. After the applications are rated, a summary review of all applications will be conducted to ensure consistency in the application rating. The summary review will be performed by either the Grants Management Director (or designee) or by a panel composed of up to three staff members.

The total points for all rating factors are 100. A maximum of 100 points may be awarded under Rating Factors 1 through 5.

6. Minimum Points

To be considered for funding, your application must receive a minimum of 15 points under Rating Factor 1 and an application score of 70 out of the possible total of 100.

7. Ranking

All projects will be ranked against each other according to the point totals they receive, regardless of the type of project or component under which the points were awarded. Projects will be

selected for funding based on the final ranking to the extent that funds are available. The Area ONAP will determine individual grant amounts in a manner consistent with the considerations set forth in 24 CFR 1003.100(b)(2). Specifically, the Area ONAP may approve a grant amount less than the amount requested. In doing so, the Area ONAP may take into account the size of the applicant, the level of demand, the scale of the activity proposed relative to need and operational capacity, the number of persons to be served, the amount of funds required to achieve project objectives, and the reasonableness of the project costs. If the Area ONAP determines that there are not enough funds available to fund a project as proposed by the applicant, it may decline to fund that project and may fund the next highest-ranking project or projects for which adequate funds are available. The Area ONAP may select, in rank order, additional projects for funding if one of the higher-ranking projects is not funded or if additional funds become available.

8. Tiebreakers

When rating results in a tie among projects and insufficient resources remain to fund all tied projects, the Area ONAP will approve projects that can be fully funded over those that cannot be fully funded. When that does not resolve the tie, the Area ONAP will use the following factors in the order listed to resolve the tie:

(a) The applicant that has not received an ICDBG over the longest period of time.

(b) The applicant with the fewest active ICDBGs.

(c) The project that would benefit the highest percentage of low- and moderate-income persons.

9. Technical Deficiencies and Pre-award Requirements

a. Technical Deficiencies: If there are technical deficiencies in successful applications, you must satisfactorily address these deficiencies before HUD can make a grant award. After the application submission deadline, HUD may not, consistent with its regulations in 24 CFR part 4, subpart B, consider any unsolicited information you, the applicant, may want to provide. HUD may contact you to clarify an item in your application or to correct technical deficiencies. HUD may not seek clarification of items or responses that improve the substantive quality of your response to any rating factors. In order not to unreasonably exclude applications from being rated and

ranked, HUD may contact applicants to ensure proper completion of the application and will do so on a uniform basis for all applicants. Examples of curable (correctable) technical deficiencies include failure to submit the proper certifications or failure to submit an application signed by an authorized official. In each case, HUD will notify applicants by facsimile or by USPS, return receipt requested. Clarifications or corrections of technical deficiencies in accordance with the information provided by HUD must be received within 14 calendar days of the date of receipt of the HUD notification. (If the submission date falls on a Saturday, Sunday, or federal holiday, your correction must be received by HUD on the next day that is not a Saturday, Sunday, or federal holiday). If the technical deficiency is not corrected within this time period, HUD will reject the application as incomplete and it will not be considered for funding.

b. Pre-award Requirements. Successful applicants may be required to provide supporting documentation concerning the management, maintenance, operation, or financing of proposed projects before a grant agreement can be executed. Such documentation may include additional specifications on the scope, magnitude, timing or method of implementing the project; or information to verify the commitment of other resources required to complete, operate, or maintain the proposed project. HUD will notify applicants of any pre-award requirements by fax or by USPS, return receipt required. Responses to preaward requirements must be received by the Area ONAP within 30 calendar days of receipt of the HUD notification. No extensions will be provided. If you do not respond within the prescribed period or your response is insufficient, the Area ONAP will determine that you have not met the requirements and will withdraw the grant offer. You may not substitute new projects for those originally proposed in your application and any new information will not affect your project's rating and ranking. The Area ONAP will award, in accordance with the provisions of this Program NOFA, grant amounts that had been allocated for applicants unable to meet pre-award requirements.

10. Error and Appeals

Judgments made within the provisions of this Program NOFA and the program regulations (24 CFR part 1003) are not subject to claims of error. You may bring arithmetic errors in the rating and ranking of applications to the attention of the Area ONAPs within 30 days of being informed of your score. Please see Section VI.A.3 of the General Section for further information regarding errors.

11. Performance and Compliance Actions of Funding Recipients

HUD will measure and address the performance and compliance actions of funding recipients in accordance with the applicable standards and sanctions of their respective programs.

VI. Award Administration Information

A. Anticipated Announcement and Award Dates

Awards are expected to be announced by October 31, 2005. Once a Congressional Release date has been obtained, a grant award letter, a grant agreement, and other forms and certifications will be mailed to the recipient for signature and return to the Area ONAP.

As soon as rating and ranking are completed and it has been determined that the applicant has complied with any pre-award requirements (see Section V.B.9.b. of this Program NOFA), the grant will be awarded. The grant agreement, which is signed by HUD and the recipient, establishes the conditions by which both the Area ONAP and the recipient must abide during the life of the grant. All grants are conditioned upon the completion of all environmental obligations and approval of release of funds by the Area ONAP in accordance with the requirements of 24 CFR part 58. HUD may impose other grant conditions if additional actions or approvals are required before the use of funds.

B. Administrative and National Policy Requirements

1. Statutory and Regulatory Requirements

a. Environmental Requirements. As required by 24 CFR 1003.605, ICDBG grantees must perform environmental reviews of ICDBG activities in accordance with 24 CFR part 58 (as amended 9/29/03). Grantees and other participants in the development process may not commit or expend any ICDBG or nonfederal funds on project activities (other than those listed in 24 CFR 58.22(f), 58.34 or 58.35(b)) until HUD has approved a Request for Release of Funds and environmental certification submitted by the grantee. The expenditure or commitment of ICDBG or nonfederal funds for such activities prior to HUD approval may result in the denial of assistance for the project or activities under consideration.

b. *Indian Preference*. HUD has determined that the ICDBG program is subject to Section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e(b)). The provisions and requirements for implementing this section are in 24 CFR 1003.510.

c. Anti-discrimination Provisions. Under the authority of Section 107(e)(2) of the CDBG statute, HUD waived the requirement that recipients comply with the anti-discrimination provisions in Section 109 of the CDBG statute with respect to race, color, and national origin. You must comply with the other prohibitions against discrimination in Section 109 (HUD's regulations for Section 109 are in 24 CFR part 6) and with the Indian Civil Rights Act.

d. *Conflict of Interest.* In addition to the conflict of interest requirements with respect to procurement transactions found in 24 CFR 85.36 and 84.42, as applicable, the provisions of 24 CFR 1003.606 apply to such activities as the provision of assistance by the recipient or sub-recipients to businesses, individuals, and other private entities under eligible activities that authorize such assistance.

e. Economic Opportunities for Lowand Very Low-Income Persons (Section 3). Section 3 requirements apply to the ICDBG Program, but as stated in 24 CFR 135.3(c), the procedures and requirements of 24 CFR part 135 apply to the maximum extent consistent with, but not in derogation of, compliance with Indian Preference.

2. OMB Circulars and Government-wide Regulations Applicable to Financial Assistance Programs

The policies, guidance and requirements of OMB Circular A-87, Cost Principles Applicable to Grants, Contracts and other Agreements with State and Local Governments; and OMB Circular A–122, Cost Principles for Nonprofit Organizations; and OMB Circular A-133, Audits of State and Local Governments, and Nonprofit Organizations; and the regulations at 24 CFR part 85, Administrative Requirements for Grants and Cooperative Agreements to State, Local and Federally Recognized Indian Tribal Governments apply to the award, acceptance, and use of assistance under the ICDBG program and to the remedies for noncompliance, except when inconsistent with the provisions of the Consolidated Appropriations Act, 2005 (Pub. L. 108-447; approved December 8, 2004) or the ICDBG program regulations at 24 CFR part 1003. Copies of the OMB Circulars may be obtained from EOP publications. Room 22000, New

Executive Office Building, Washington, DC 20503, telephone (202) 395–3080 (this is not a toll-free number) or (800) 877–8339 (TTY Federal Information Relay Service). Information may also be obtained from the OMB website at http://www.whitehouse.gov/omb/ circulars/index.html.

C. Reporting

1. Post Award Reporting Requirements

a. *Quarterly Financial Reports.* Grant recipients must submit quarterly to the Area ONAP a SF–272, Federal Cash Transaction Report. The report accounts for funds received and disbursed by the recipient.

b. Annual Status and Evaluation Report. Recipients are required to submit this report in narrative form annually. The report is due 45 days after the end of the Federal fiscal year and at the time of grant close-out. The report must include:

(1) The narrative report must address the progress made in completing approved activities and include a list of work remaining, along with a revised implementation schedule if necessary. This should include progress on any outputs or outcomes specified in Rating Factor 5 and incorporated into the final award document;

(2) A breakdown of funds spent on each major project activity or category; and

(3) If the project has been completed, an evaluation of the effectiveness of the project in meeting the community development needs of the grantee, as well as the final outputs and outcomes.

c. *Minority Business Enterprise Report.* Recipients must submit this report on contract and subcontract activity during the first half of the fiscal year by April 10 and, by October 10 for the second half of the fiscal year.

d. A close-out report must be submitted by the recipient within 90 days of completion of grant activities. The report consists of the final Financial Status Report (forms SF 269 or 269A), the final Status and Evaluation Report including outposts and outcomes agreed upon in the final award document relating to Rating Factor 5 and the Close-Out Agreement.

More information regarding these requirements may be found at 24 CFR 1003.506 and 1003.508.

VII. Agency Contact(s)

A. General Questions

You should direct general program questions to the Area ONAP serving your area or to Barbara Gallegos, at 602-379–7215. Persons with speech or hearing impairments may call HUD's TTY number (202) 708-0770, or 1-800-877-8339 (the Federal Information Relay Service TTY). Other than the "800" numbers, these numbers are not toll-free. You should direct questions concerning downloading the electronic application, registering with Grants.gov, or other questions regarding the electronic application to the Grants.gov support desk at 800–518–GRANTS. You may also send an e-mail to Support@Grants.gov.

B. Technical Assistance

Before the application submission deadline, HUD staff will be available to provide you with general guidance and technical assistance about the requirements in the General Section and this Program NOFA. However, HUD staff is not permitted to assist in preparing your application. Following selection of applicants, but before awards are made, HUD staff are available to assist in clarifying or confirming information that is a prerequisite to the offer of an award.

VIII. Other Information

A. NOFA Training

Training for potential applicants on the requirements of the General Section and this Program NOFA will be provided by HUD via broadcast and webcast. Information on the training can be found in the General Section. The training schedule can be found on HUD's Web site at http://www.hud.gov/ offices/adm/grants/fundsavail.cfm.

B. Paperwork Reduction Act Statement

The information collection requirements in this NOFA have been approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520) and assigned OMB control number 2577–0191. In accordance with the Paperwork Reduction Act, HUD may not conduct or sponsor, and a person is not required to respond, to a collection of information unless the collection displays a valid OMB control number. Public reporting burden for the collection of information is estimated to average 43 hours per annum for the application and grant administration. This includes the time for collecting, reviewing, and reporting the data. The information will be used for grantee selection and monitoring the administration of funds. Response to this request for information is required in order to receive the benefits to be derived.

Appendix A: Data to Determine Need for Factor 2 (for applicants for New Housing Construction, Housing Rehabilitation, Land Acquisition to Support New Housing, and Homeownership Assistance Projects). For applicants submitting applications for New Housing Construction, Housing Rehabilitation, Land Acquisition to Support New Housing, and Homeownership Acquisition Projects: The need for the proposed project for Factor 2 is determined by utilizing data from the tribe's 2005 IHBG formula information. The data is contained in Appendix A. Should you disagree with this information, please consult the IHBG formula customer service center at (800) 410-8808 for the process for challenging IHBG formula data. Persons with hearing and/or speech challenges should call 1-800-505-5908 (TTY). BILLING CODE 4210-32-P

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula)

*N/A = No income or housing problems

		+ 10				+ 10
Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
ALASKA	Afognak	\$1,101		ALASKA	Cantwell	\$819
ALASKA	Ahtna, Incorporated	\$1,175		ALASKA	Chalkyitsik	\$1,226
ALASKA	Akhiok	\$1,021		ALASKA	Chanega	\$1,250
ALASKA	Akiachak	\$1,126		ALASKA	Cheesh-Na	\$955
ALASKA	Akiak	\$1,261		ALASKA	Chefornak	\$1,353
ALASKA	Akutan	\$916		ALASKA	Chevak	\$1,194
ALASKA	Alakanuk	\$1,136		ALASKA	Chickaloon	\$756
ALASKA	Alatna	\$1,228		ALASKA	Chignik	\$1,293
ALASKA	Aleknagik	\$988		ALASKA	Chignik Lagoon	\$2,083
ALASKA	Aleut Corporation	\$12,500		ALASKA	Chignik Lake	\$1,206
ALASKA	Algaaciq (St. Mary's)	\$1,450		ALASKA	Chilkat	\$731
ALASKA	Allakaket	\$1,184		ALASKA	Chilkoot	\$794
ALASKA	Ambler	\$1,112		ALASKA	Chitina	\$1,156
ALASKA	Anaktuvuk Pass	\$1,406	1.00	ALASKA	Chuatbaluk	\$1,069
ALASKA	Andreafski	\$1,010		ALASKA	Chugach Alaska Corp.	\$912
ALASKA	Angoon	\$815		ALASKA	Chuloonawick	N/A
ALASKA	Aniak	\$1,121	<u> </u>	ALASKA	Circle	\$1,106
ALASKA	Annette Island (Metlakakla)	\$832		ALASKA	Clark's Point	\$1,174
ALASKA	Anvik	\$1,104		ALASKA	Cook Inlet Alaska Native Regional Corporation	\$830
ALASKA	Arctic Slope Regional Corp.	N/A		ALASKA	Council	N/A
ALASKA	Arctic Village	\$1,289		ALASKA	Craig	\$890
ALASKA	Atka	\$1,060		ALASKA	Crooked Creek	\$1,168
ALASKA	Atmautluak	\$1,246		ALASKA	Curyung (Dillingham)	\$1,189
ALASKA	Atqasuk (Atkasook)	\$1,824		ALASKA	Deering	\$1,237
ALASKA	Baranof Island Regional Corporation	\$808		ALASKA	Dot Lake	\$926
ALASKA	Barrow	\$1,415		ALASKA	Douglas	\$684
ALASKA	Beaver	\$1,102		ALASKA	Doyon Native Regional Corporation	\$1,010
ALASKA	Belkofski	N/A		ALASKA	Eagle	\$986
ALASKA	Bering Straits Regional Corp.	N/A		ALASKA	Eek	\$1,300
ALASKA	Bill Moore's Slough	N/A		ALASKA	Egegik	\$944
ALASKA	Birch Creek	\$1,410		ALASKA	Eklutna	\$854
ALASKA	Brevig Mission	\$1,332		ALASKA	Ekuk	N/A
ALASKA	Bristol Bay Native Corp.	N/A		ALASKA	Ekwok	\$1,155
ALASKA	Buckland	\$1,140		ALASKA	Elim	\$1,156
ALASKA	Calista Corporation	N/A		ALASKA	Emmonak	\$1,075

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Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula)

*N/A = No income or housing problems

		ed \$/ Income + Iditions 2005			ed \$/ Income + nditions 2005
Office	Tribe	Nee	Office	Tribe	COL

ALASKA	Evansville (Bettles Field)	\$1,108		ALASKA	Klawock	\$799
ALASKA	Eyak	\$993		ALASKA	Kluti Kaah (Copper Center)	\$890
ALASKA	False Pass	\$1,330		ALASKA	Knik	\$918
ALASKA	Fort Yukon	\$1,056		ALASKA	Kobuk	\$1,229
ALASKA	Gakona	\$809		ALASKA	Kokhanok	\$1,068
ALASKA	Galena	\$1,251		ALASKA	Koliganek	\$1,192
ALASKA	Gambell	\$1,239		ALASKA	Kongiganak	\$1,183
ALASKA	Georgetown	N/A		ALASKA	Koniag, Inc.	\$1,226
ALASKA	Golovin (Chinik)	\$1,271		ALASKA	Kotlik	\$1,128
ALASKA	Goodnews Bay	\$1,073		ALASKA	Kotzebue	\$1,225
ALASKA	Grayling	\$1,074	- 1. st	ALASKA	Koyuk	\$1,215
ALASKA	Gulkana	\$868		ALASKA	Koyukuk	\$1,124
ALASKA	Hamilton	N/A		ALASKA	Kwethluk	\$1,155
ALASKA	Healy Lake	\$1,505		ALASKA	Kwigillingok	\$1,220
ALASKA	Holy Cross	\$1,089	······	ALASKA	Kwinhagak (Quinhagak)	\$1,065
ALASKA	Hoonah	\$887	-3	ALASKA	Larsen Bay	\$1,201
ALASKA	Hooper Bay	\$1,163		ALASKA	Lesnoi (Woody Island)	\$1,066
ALASKA	Hughes	\$1,121		ALASKA	Levelock	\$1,127
ALASKA	Huslia	\$1,112		ALASKA	Lime	\$1,192
ALASKA	Hydaburg	\$838	1993	ALASKA	Lower Kalskag	\$1,125
ALASKA	Igiugig	\$1,284		ALASKA	Manley Hot Springs	\$1,193
ALASKA	Iliamna	\$1,353		ALASKA	Manokotak	\$1,131
ALASKA	Inalik (Diomede)	\$1,267		ALASKA	Marshall	\$1,160
ALASKA	Ivanoff Bay	\$6,250		ALASKA	Mary's Igloo	N/A
ALASKA	Kaguyak	\$25,000		ALASKA	McGrath	\$1,144
ALASKA	Kake	\$1,039		ALASKA	Mekoryuk	\$924
ALASKA	Kaktovik	\$1,632		ALASKA	Mentasta	\$1,027
ALASKA	Kalskag	\$1,231		ALASKA	Minto	\$1,107
ALASKA	Kaltag	\$1,045		ALASKA	Mountain Village (Asa'Carsarmiut)	\$1,022
ALASKA	Kanatak	\$1,129		ALASKA	Naknek	\$1,009
ALASKA	Karluk	\$1,486		ALASKA	NANA Corporation	N/A
ALASKA	Kasigluk	\$1,167	.,	ALASKA	Nanwelek (English Bay)	\$983
ALASKA	Kassan	\$853		ALASKA	Napaimute	N/A
ALASKA	Kenaitze	\$822		ALASKA	Napakiak	\$1,072
ALASKA	Ketchikan	\$833	and the second second	ALASKA	Napaskiak	\$1,101
ALASKA	Kiana	\$1,179		ALASKA	Nelson Lagoon	\$900
ALASKA	King Cove	\$1,219		ALASKA	Nenana	\$1,047

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula)

*N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
ALASKA	King Island	\$1,143		ALASKA	New Stuyahok	\$1,152
ALASKA	King Salmon Tribe	N/A		ALASKA	Newhalen	\$1,095
ALASKA	Kipnuk	\$1,104		ALASKA	Newtok	\$1,146
ALASKA	Kivalina	\$1,235	o carlese	ALASKA	Nightmute	\$999
ALASKA	Nikolai	\$1,071		ALASKA	Scammon Bay	\$1,268
ALASKA	Nikolski	\$1,563		ALASKA	Selawik	\$1,172
ALASKA	Ninilchik	\$840		ALASKA	Seldovia	\$812
ALASKA	Noatuk	\$1,432		ALASKA	Shageluk	\$1,055
ALASKA	Nome	\$1,177		ALASKA	Shaktoolik	\$1,028
ALASKA	Nondalton	\$1,145		ALASKA	Sheldon's Point	\$1,186
ALASKA	Noorvik	\$1,158		ALASKA	Shishmaref	\$1,271
ALASKA	Northway	\$1,052		ALASKA	Shoonaq' Tribe of Kodiak	\$895
ALASKA	Nuiqsut	\$1,389		ALASKA	Shungnak	\$1,240
ALASKA	Nulato	\$1,038		ALASKA	Skagway	\$737
ALASKA	Nunapitchuk	\$1,053		ALASKA	Sleetmute	\$1,118
ALASKA	Ohogamiut	N/A		ALASKA	Solomon	N/A
ALASKA	Old Harbor	\$1,177		ALASKA	South Naknek	\$942
ALASKA	Orutsararmuit (Bethel)	\$1,167		ALASKA	Stebbins	\$1,186
ALASKA	Öscarville	. \$1,192		ALASKA	Stevens	\$1,091
ALASKA	Ouzinkie	\$1,059		ALASKA	Stoney River	\$1,071
ALASKA	Paimiut	N/A		ALASKA	Takotna	\$1,167
ALASKA	Pauloff Harbor Village	N/A		ALASKA		\$991
ALASKA	Pedro Bay	\$1,042		ALASKA	Tanana	\$1,147
ALASKA	Perryville	\$1,337		ALASKA	Tatitlek	\$855
ALASKA	Petersburg	\$779	1922	ALASKA		\$1,101
ALASKA	Pilot Point Pilot Station	\$999		ALASKA	Telida	N/A
ALASKA	Pitka's Point	\$1,046		ALASKA	Teller	\$1,230
ALASKA ALASKA	Platinum	\$1,174 \$916	-	ALASKA ALASKA	Tetlin	\$1,155
	Point Hope	\$910			Tlingit Haida Central Council	\$851
ALASKA	Point Lay	\$1,653		ALASKA ALASKA	Togiak Toksook Bay	\$1,161 \$1,124
ALASKA ALASKA	Port Graham	\$1,473	-	ALASKA	Tuluksak	
	Port Heiden	\$856				\$1,051
ALASKA ALASKA	Port Lions	\$980		ALASKA ALASKA	Tuntutuliak Tununak	\$1,154 \$1,013
ALASKA	Portage Creek	N/A	<u> </u>	ALASKA	Twin Hills	\$1,013
ALASKA	Qagan Tayagungin (Sand Point)	\$1,125		ALASKA	Tyonek	\$9836
ALASKA	Qawalangin (Unalaska)	\$1,657		ALASKA	Ugashik	\$1,177
ALASKA	Rampart	\$1,281	-	ALASKA	Umkumiute	N/A
ALASKA	Red Devil	\$1,084		ALASKA	Unalakleet	\$1,129

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Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula) *N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
ALASKA	Ruby	\$1,273		ALASKA	Unga	\$12,500
ALASKA	Russian Mission (Yukon)	\$850		ALASKA	Venetie	\$1,016
ALASKA	Saint George	\$1,289		ALASKA	Wainwright	\$1,393
ALASKA	Saint Michael	\$1,316		ALASKA	Wales	\$1,270
ALASKA	Saint Paul	\$1,256		ALASKA	White Mountain	\$1,131
ALASKA	Salamatoff	\$839		ALASKA	Wrangell	\$632
ALASKA	Savoonga	\$1,225		ALASKA	Yakutat	\$922
ALASKA	Saxman	\$965			and the second	en news
CHICAGO	Aroostook Band of Micmac	\$503		CHICAGO	Oneida Nation of New York	\$541
CHICAGO	Bad River Band	\$521		CHICAGO	Oneida Tribe	\$512
CHICAGO	Bay Mills Indian Community	\$612		CHICAGO	Onondaga Nation	\$708
CHICAGO	Boise Forte Band of Minnesota Chippewa	\$561		CHICAGO	Passamaquody Indian Tribe	\$494
CHICAGO	Catawba Indian Tribe	\$421		CHICAGO	Penobscot Tribe	\$528
CHICAGO	Cayuga Nation	\$618		CHICAGO	Pleasant Point	\$524
CHICAGO	Coharie State Tribe	\$446		CHICAGO	Poarch Band of Creek Indians	\$430
CHICAGO	Eastern Cherokee	\$468		CHICAGO	Pokagon Band of Potawatomi	\$529
CHICAGO	Fond Du Lac Band of Minnesota	\$575		CHICAGO	Red Cliff Band of Lake Superior Chippe	\$510
CHICAGO	Forest County Potawatami	\$1,200		CHICAGO	Red Lake Band of Chippewa	\$577
CHICAGO	Grand Portage Band of Minnesota	\$575		CHICAGO	Sac & Fox Tribe	\$465
CHICAGO	Grand Traverse Band	\$510		CHICAGO	Saginaw Chippewa	\$1,486
CHICAGO	Haliwa-Saponi State Tribe	\$475		CHICAGO	Saint Croix Chippewa	\$685
CHICAGO	Hannahville Community	\$612		CHICAGO	Sault Ste. Marie Tribe	\$481
CHICAGO	Ho-Chunk Nation Houlton Band of Maliseets	\$508 \$544		CHICAGO	Seminole Tribe Seneca Nation of New York	\$581 \$648
CHICAGO		\$344		CHICAGO	Shakopee Sioux	\$696
CHICAGO	Huron Band of Potawatomi			CHICAGO		
CHICAGO	Keweenaw Bay Indian Community	\$643		CHICAGO	Sokagoan Chippewa Tribe	\$747
CHICAGO	Lac Courte Oreilles	\$573	ļ	CHICAGO	St. Regis Mohawk Tribe	\$587
CHICAGO	Lac Du Flambeau Band	\$549	ļ	CHICAGO	Stockbridge-Munsee Tribe	\$550
CHICAGO	Lac Vieux Desert Band	\$739		CHICAGO	Tonawanda Band of Senecas	\$530
CHICAGO	Leech Lake Band of Minnesota Chippewa	\$554		CHICAGO	Tuscarora Nation	\$472
CHICAGO	Little River Band of Ottawa	\$496		CHICAGO	Upper Sioux Indian Community	\$612
CHICAGO	Little Traverse Bay Band	\$507		CHICAGO	Waccamaw Siouan State Tribe	\$461
CHICAGO	Lower Sioux	\$980		CHICAGO	Wampanoag Tribe	\$816
CHICAGO	Lumbee State Tribe	\$463		CHICAGO	White Earth Band of Minnesota Chippewa	\$488

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula) *N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005	чира Isgli	Office	Tribe	Need \$/ Income + Conditions 2005
	Match-e-be-nash-she-wish Band of			1. C		14. 1
CHICAGO	Potta	\$473				
CHICAGO	Menominee Indian Tribe	\$600		DENVER	Blackfeet Tribe	\$558
CHICAGO	Miccosukee Tribe	N/A		DENVER	Cheyenne River Sioux	\$595
	Mille Lacs Band of Minnesota					
CHICAGO	Chippewa	\$570	18 N.	DENVER	Crow Creek Sioux	\$553
CHICAGO	Mississippi Choctaw Tribe	\$505		DENVER	Crow Tribe	\$587
CHICAGO	MOWA Band of Choctaw Indians	\$507		DENVER	Flandreau Santee Sioux	\$1,081
CHICAGO	Narragansett Tribe	\$563		J		
DENVER	Fort Belknap Indian Community	\$648		OKLAHOMA	Choctaw Nation	\$402
DENVER	Fort Peck Assiniboine and Sioux	\$538		OKLAHOMA	Citizen Band Potawatomi Tribe	\$416
DENVER	Ft. Berthold Affiliated Tribes	\$568		OKLAHOMA	Comanche Tribe	\$447
DENVER	Goshute Reservation	\$595	-	OKLAHOMA	Coushatta Tribe	\$3,333
DENVER	Lower Brule Sioux	\$637		OKLAHOMA	Delaware Tribe	\$432
					Delaware Tribe of Indians	
DENVER	Northern Arapahoe	\$522		OKLAHOMA	(Eastern)	\$437
DENVER	Northern Cheyenne	\$627		OKLAHOMA	Eastern Shawnee Tribe	\$611
DENVER	NW Band of Shoshone Nation	\$535		OKLAHOMA	Fort Sill Apache Tribe	\$427
	Oglala Sioux of Pine Ridge				lowa Tribe of Kansas and	
DENVER	Reservation	\$616		OKLAHOMA	Nebraska	\$453
DENVER	Omaha Tribe	\$635		OKLAHOMA	Iowa Tribe of Oklahoma	\$401
DENVER	Ponca Tribe of Nebraska	\$491		OKLAHOMA	Jena Band of Choctaw	\$394
DENVER	Rocky Boy Chippewa-Cree	\$601		OKLAHOMA	Kaw Tribe	\$390
DENVER	Rosebud Sioux	\$644		OKLAHOMA	Kialegee Tribal Town	\$388
DENVER	Salish and Kootenai Tribes	\$479		OKLAHOMA	Kickapoo Tribe	\$436
DENVER	Santee Sioux Tribe	\$572		OKLAHOMA	Kickapoo Tribe of Oklahoma	\$389
	Shoshone Tribe of the Wind River					
DENVER	Reser	\$558		OKLAHOMA	Kiowa Tribe	\$414
DENVER	Sisseton-Wahpeton Sioux	\$603		OKLAHOMA	Loyal Shawnee	\$398
DENVER	Skull Valley Band of Goshute	N/A		OKLAHOMA	Miami Tribe	\$383
DENVER	Southern Ute Tribe	\$505		OKLAHOMA	Modoc Tribe	\$3,125
DENVER	Spirit Lake Sioux Tribe	\$594		OKLAHOMA	Muskogee (Creek) Nation	\$387
DENVER	Standing Rock Sioux	\$595		OKLAHOMA	Osage Tribe	\$354
DENVER	Turtle Mountain Band of Chippewa	\$635		OKLAHOMA	Otoe-Missouria Tribe	\$382
DENVER	Uintah & Ouray Ute Indian	\$501	1000	OKLAHOMA	Ottawa Tribe	\$379
DENVER	Utah Paiute Tribe Ute Mountain Tribe	\$581 \$507	and the second	OKLAHOMA	Pawnee Tribe Peoria Tribe	\$421 \$520
	Winnebago Tribe	\$507			Peona Tribe	\$385
DENVER DENVER	Yankton Sioux	\$560		OKLAHOMA OKLAHOMA	Prairie Band of Potawatomi	\$624

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Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula) *N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
		2.1 2.1		OKLAHOMA	Quapaw Tribe	\$356
OKLAHOMA	Absentee-Shawnee	\$560		OKLAHOMA	Sac and Fox of Missouri	\$3,125
OKLAHOMA	Alabama-Coushatta	\$442		OKLAHOMA	Sac and Fox Tribe	\$416
OKLAHOMA	Alabama-Quassarte Tribal Town	\$387		OKLAHOMA	Seminole Nation	\$390
OKLAHOMA	Apache Tribe	\$464		OKLAHOMA	Seneca-Cayuga	\$369
OKLAHOMA	Caddo Tribe	\$409		OKLAHOMA	Texas Band of Kickapoo Indians	\$418
OKLAHOMA	Cherokee Nation	\$405		OKLAHOMA	Thlopthlocco Tribal Town	\$391
OKLAHOMA	Cheyenne-Arapaho Tribes	\$433		OKLAHOMA	Tonkawa Tribe	\$507
OKLAHOMA	Chickasaw	\$398		OKLAHOMA	Tunica-Biloxi Tribe	\$465
OKLAHOMA	Chitimacha Tribe	\$532		OKLAHOMA	United Keetoowah	\$399
OKLAHOMA	Wichita Tribe	\$507		PHOENIX	Ely Shoshone	\$647
OKLAHOMA	Wyandotte	\$418	1997 - 2899 1995 - 1997	PHOENIX	Enterprise Rancheria	\$613
	- Tryunoone		<u> </u>	PHOENIX	Ewilaapaayp Band of Kumeyaay	N/A
PHOENIX	Acoma Pueblo	\$595		PHOENIX	Fallon Paiute-Shoshone	\$558
PHOENIX	Agua Caliente Band of Cahuilla	\$612		PHOENIX	Fort Bidwell	\$1,250
PHOENIX	Ak-Chin	\$462		PHOENIX	Fort Independence	\$1,087
PHOENIX	Alturas Rancheria Auburn Rancheria	N/A \$671		PHOENIX	Fort McDermitt Paiute and Shoshone Fort McDowell Yavapai Nation	\$533 \$571
	Augustine Band of Cahuilla	N/A		PHOENIX PHOENIX	Fort Mojave Tribe	\$624
PHOENIX	Barona Group of Capitan Grande	\$1,699		PHOENIX	Gila River	\$608
PHOENIX	Berry Creek Rancheria	\$634		PHOENIX	Graton Rancheria	\$833
PHOENIX	Big Lagoon Rancheria	\$714		PHOENIX	Greenville Rancheria	\$572
PHOENIX	Big Pine Band	\$652			Grindstone Rancheria	\$633
PHOENIX	Big Sandy Rancheria	\$640		PHOENIX	Guidiville Rancheria	\$631
PHOENIX	Big Valley Rancheria	\$678		PHOENIX	Havasupai	\$954
PHOENIX	Blue Lake Rancheria	\$1,389		PHOENIX	Hoopa Valley	\$674
PHOENIX	Bridgeport Paiute Indian Colony	\$862		PHOENIX	Норі	\$597
PHOENIX	Buena Vista Rancheria	\$3,571		PHOENIX	Hopland Rancheria	\$627
PHOENIX	Cabazon Band	N/A		PHOENIX	Hualapai	\$720
PHOENIX	Cahuilla Band	\$710		PHOENIX	Inaja Band	N/A
PHOENIX	California Valley	N/A	1	PHOENIX	lone Band of Miwok Indians	\$665
PHOENIX	Campo Band	\$697	A seise .	PHOENIX	Isleta Pueblo	\$402
PHOENIX	Cedarville Rancheria	\$862		PHOENIX	Jackson Rancheria	N/A
PHOENIX	Chemehuevi	\$561		PHOENIX	Jamul Indian Village	N/A
PHOENIX	Chicken Ranch Rancheria	N/A		PHOENIX	Jemez Pueblo	\$506
PHOENIX	Chico Rancheria	\$615		PHOENIX	Jicarilla Reservation	\$542
	Cloverdale Rancheria	\$666	- S	PHOENIX	Kaibab Band of Paiute	\$488

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula)

PHOENIX

PHOENIX

PHOENIX

PHOENIX

PHOENIX

PHOENIX

Pit River Tribe

Quechan Tribe

Pojoaque Pueblo

Potter Valley Rancheria

Quartz Valley Reservation

Pyramid Lake Paiute

*N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
PHOENIX	Cochiti Pueblo	\$460		PHOENIX	Karuk	\$644
PHOENIX	Cocopah Tribe	\$499	No.	PHOENIX	La Jolla Band	\$718
PHOENIX	Cold Springs Rancheria	\$659		PHOENIX	La Posta Band	\$833
PHOENIX	Colorado River Indian Tribes	\$698		PHOENIX	Laguna Pueblo	\$485
PHOENIX	Colusa Rancheria	\$521		PHOENIX	Las Vegas Colony	\$725
PHOENIX	Cortina Rancheria	\$632		PHOENIX	Laytonville Rancheria	\$849
PHOENIX	Coyote Valley Band	\$673		PHOENIX	Lone Pine Paiute-Shoshone	\$642
PHOENIX	Death Valley Timba-Sha	\$553	N	PHOENIX	Los Coyotes Band of Cahuilla	\$573
PHOENIX	Dry Creek Rancheria	\$668		PHOENIX	Lovelock Colony	\$600
PHOENIX	Duck Valley Shoshone-Paiute	\$492		PHOENIX	Lower Lake Rancheria	\$1,471
PHOENIX	Duckwater Shoshone	\$553		PHOENIX	Lytton Rancheria of California	\$665
PHOENIX	Elk Valley Rancheria	\$431				<u> </u>
PHOENIX PHOENIX	Manchester Point Arena Manzanita Band	\$666 \$1,471		PHOENIX PHOENIX	San Ildefonso Pueblo	\$418 \$546
	Mesa Grande Band	\$693		PHOENIX	San Juan So Paiute Tribe	\$570
	Mescalero Reservation	\$550			San Manuel Band	\$1,724
PHOENIX PHOENIX	Middletown Rancheria	\$682		PHOENIX PHOENIX	San Pasqual Band	\$646
PHOENIX	Moapa Band of Paiute	\$683		PHOENIX	San Rosa Band of Cahuilla	\$862
PHOENIX	Mooretown Rancheria	\$619		PHOENIX	Sandia Pueblo	\$441
PHOENIX	Morongo Band of Cahuilla	\$1,614	-	PHOENIX	Santa Ana Pueblo	\$485
PHOENIX	Nambe Pueblo	\$532		PHOENIX	Santa Clara Pueblo	\$457
PHOENIX	Navajo Nation	\$588		PHOENIX	Santa Rosa Rancheria	\$719
PHOENIX	North Fork Rancheria	\$645		PHOENIX	Santa Ynez Band of Chumash	\$1,250
PHOENIX	Paiute-Shoshone of Bishop Colony	\$522		PHOENIX	Santa Ysabel Reservation	\$517
PHOENIX	Pala Bank	\$615		PHOENIX	Santo Domingo Pueblo	\$493
PHOENIX	Pascua Yaqui Tribe	\$616		PHOENIX	Scotts Valley (Pomo)	\$676
PHOENIX	Paskenta Band of Nomlaki Indian	\$575		PHOENIX	Sherwood Valley Rancheria	\$690
PHOENIX	Pauma Band	\$615		PHOENIX	Shingle Springs Rancheria	\$833
PHOENIX	Pechanga Band	\$607		PHOENIX	Smith River Rancheria	\$618
PHOENIX	Picayune Rancheria	\$642		PHOENIX	Soboba Band	\$954
PHOENIX	Picuris Pueblo	\$485		PHOENIX	Stewarts Point Rancheria	\$667
PHOENIX	Pinoleville Rancheria	\$652		PHOENIX	Sulphur Bank Rancheria	\$676
DUIO EN UN	Dit Diver Tribe	COF.	10.12.320 233			

\$625

\$423

\$649

\$514

\$681

\$614

PHOENIX

PHOENIX

PHOENIX

PHOENIX

PHOENIX

PHOENIX

Summit Lake Paiute Tribe

Table Mountain Rancheria

Susanville Rancheria

Table Bluff Rancheria

Sycuan Band

Taos Pueblo

N/A \$572

\$2,381

\$616

N/A

\$494

-

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula) *N/A = No income or housing problems

<u> </u>						
Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
PHOENIX	Ramona Band	N/A		PHOENIX	Te-Moak	\$591
PHOENIX	Redding Rancheria	\$623		PHOENIX	Tesuque Pueblo	\$441
PHOENIX	Redwood Valley Rancheria	\$647		PHOENIX	Tohono O'Odham Nation	\$616
PHOENIX	Reno-Sparks Colony	\$454		PHOENIX	Tonto Apache of Arizona	\$478
PHOENIX	Resighini Rancheria	N/A		PHOENIX	Torres-Martinez Band of Cahuilla	\$585
PHOENIX	Rincon Reservation	\$649		PHOENIX	Tule River Indian Tribe	\$859
PHOENIX	Robinson Rancheria	\$705		PHOENIX	Tulomne Rancheria	\$603
PHOENIX	Rohnerville Rancheria	\$640		PHOENIX	Twenty Nine Palms Band	N/A
PHOENIX	Round Valley Reservation	\$654		PHOENIX	Upper Lake Rancheria	\$671
PHOENIX	Rumsey Rancheria	\$1,042		PHOENIX	Utu Utu Gwaiti Paiute	\$577
PHOENIX	Salt River Plma-Maricopa	\$581		PHOENIX	Viejas Group of Capitan Grande	\$730
PHOENIX	San Carlos Apache	\$603		PHOENIX	Walker River Paiute Tribe	\$596
PHOENIX	San Felipe Pueblo	\$527		PHOENIX	Washoe Tribe	\$609
PHOENIX	Apache)	\$601		SEATTLE	Lummi Tribe	\$607
PHOENIX	Winnemucca Colony	\$1,111		SEATTLE	Makah Indian Tribe	\$606
PHOENIX	Yavapai-Apache (Camp Verde)	\$717	674 	SEATTLE	Muckleshoot Indian Tribe	\$618
PHOENIX	Yavapai-Prescott	\$3,125		SEATTLE	Nez Perce Tribe	\$520
PHOENIX	Yerington Paiute Tribe	\$517		SEATTLE	Nisqually Indian Community	\$674
PHOENIX	Yomba Shoshone Tribe	\$694		SEATTLE	Nooksack Tribe	\$615
PHOENIX	Ysleta Del Sur	\$483		SEATTLE	Port Gamble Indian Community	\$619
PHOENIX	Yurok Tribe	\$638		SEATTLE	Puyallup Tribe	\$622
PHOENIX	Zia Pueblo	\$514		SEATTLE	Quileute Tribe	\$668
PHOENIX	Zuni Tribe	\$549		SEATTLE	Quinault Tribe	\$623
				SEATTLE	Samish Nation	\$597
SEATTLE	Burns-Paiute Colony	\$538		SEATTLE	Sauk-Suiattle Indian Tribe	\$652
SEATTLE	Chehalis Confederated Tribes	\$732		SEATTLE	Shoalwater Bay Tribe	\$615
SEATTLE	Coeur D'Alene Tribe	\$606		SEATTLE	Siletz Confederated Tribes	\$594
SEATTLE	Colville Confederated Tribes	\$551		SEATTLE	Skokomish Indian Tribe	\$638
SEATTLE	Coos Bay Confederated Tribes	\$582		SEATTLE	Snoqualmie	\$596
SEATTLE	Coquille Indian Tribe	\$600		SEATTLE	Spokane Tribe	\$506
SEATTLE	Cow Creek Tribes	\$576		SEATTLE	Squaxin Island Tribe	\$650
SEATTLE	Cowlitz Tribe	\$571		SEATTLE	Stillaguamish Tribe	\$597
SEATTLE	Fort Hall Shoshone-Bannock	\$525		SEATTLE	Suquamish Tribal Council	\$636
SEATTLE	Grand Ronde Confederated Tribe	\$593		SEATTLE	Swinomish Indians	\$791
SEATTLE	Hoh Indian Tribe	\$681		SEATTLE	Tulalip Tribes	\$723
SEATTLE	Jamestown S'Klallam Tribe	\$602		SEATTLE	Umatilla Confederated Tribes	\$703
SEATTLE	Kalispel Indian Community	\$587	1.00	SEATTLE	Upper Skagit Tribe	\$653

Appendix A for use in Rating Factor 2

(IHBG Need Dollars Relative to Low Income Households and Housing Conditions, based on FY 2005 IHBG formula) *N/A = No income or housing problems

Office	Tribe	Need \$/ Income + Conditions 2005		Office	Tribe	Need \$/ Income + Conditions 2005
SEATTLE	Klamath Indian Tribe	\$554		SEATTLE	Warm Springs Confederated Tribes	\$679
SEATTLE	Kootenai Tribe	\$3,125	au ieros	SEATTLE	Yakima Indian Nation	\$703
SEATTLE	Lower Elwha Tribal Community	\$630				

Appendix B: Forms.

The following forms are required for your ICDBG application.

2005 ICDBG APPLICATION CHECKLIST

- 1. ____ Application for Federal Assistance (SF-424).
- 2. ____ Applicant/Recipient Disclosure/Update Report (HUD-2880).
- 3. ____ Acknowledgment of Application Receipt (HUD-2993).
- 4. ____ Client Comments and Suggestions (HUD-2994), optional.
- 5. ____ If applicable, concurring resolutions from the Tribe(s) if the application is prepared by a "Tribal Organization" for one or more eligible applicants.
- 6. ____ Community Development Statement that includes:
- 6a _____ Components addressing relevant threshold requirements and rating factors.
- 6b _____ Cost information by project, including specific activity costs, administration, planning, and technical assistance (if any), other dollars to be included in the project, and total HUD share. (Use of HUD-4123, Cost Summary, is <u>required</u>).
- 6c _____ A schedule for implementing the project. (Use of HUD-4125, Implementation Schedule, is required).
- 7. ____ If applicable, a map showing project location.
- 8. ____ If applicable, displacement or temporary relocation information.
- 9. ____ If applicable, evidence of public disclosure (24 CFR 1003.606, Conflict of Interest).
- 10. ____ If applicable, survey and demographic data statement (see sample in Appendix B).
- 11. Logic Model, HUD 96010 (optional for use with Factor 1 and Factor 5).
- 12. Survey on Ensuring Equal Opportunity for Applicants, SF-424 Supplement
 - 1. Application for Federal Assistance (SF-424). IMPORTANT: Previous versions of 424 and HUD-424 are obsolete. Please use the SF-424 form included in this application package and fill in all the required information.
 - The Catalog of Federal Domestic Assistance (CFDA) number for the ICDBG Program is 14.862.

- In Section 16, check the box 16b-No.
- 2. Applicant/Recipient Disclosure/Update Report (HUD-2880). This form is required and must be completed and submitted by all applicants to comply with Section 102 of the HUD Reform Act of 1989 (Public Law 101-235). Please note the following:
 - If the amount of assistance requested from HUD, states, and units of general local governments for the project in your application is less than \$200,000 (in total), you are only required to complete Part I, (1) and (2) of the form. References in the instructions to the form to HUD housing projects do not apply to ICDBG funded housing activities; therefore, the applicant should check "no" under Section 1 (2).
 - If the \$200,000 threshold is met or exceeded, Part II must list all other Federal, state or local funds requested (or to be provided to the project) regardless of amount.
 - References in the instructions to the form to HUD housing projects <u>do not apply</u> to ICDBG funded housing activities. Therefore, the applicant should check the "No" box under Part I (2) and sign where indicated.
 - Interested parties (as defined in the instructions to the form) must only be listed in Part III if their monetary interest in the project will exceed \$50,000 or 10 percent of the assistance requested, whichever is less. However, these dollar or percentage thresholds do not apply to consultants who have assisted in the preparation of the application. They must be listed no matter what the dollar amount of their contract with the applicant.
 - For Part V--Report on Sources and Uses of Funds--please note that if information on sources and uses of all funds has been provided elsewhere in the application (such as on Form HUD 4123, Cost Summary), it is not necessary to repeat the information in Part V. However, you must note on Form 2880, where the information is located in the application.
- 3. Acknowledgment of Application Receipt (HUD-2993). Applicants complete the top section of the form. Area ONAPs complete the bottom section. All applicants must submit this form to HUD.
- 4. Client Comments and Suggestions (HUD-2994). Complete this form should you have comments and recommendations for improvements to the Program NOFA document. It is optional to complete this HUD form.
- 5. If applicable, concurring resolutions from the Indian Tribe(s) if a "Tribal Organization" prepares the application for one or more eligible applicants. Such resolutions are required from an otherwise eligible applicant if a tribal organization applies on its behalf. See 24 CFR 1003.5(b) of the Program regulations for additional information.

6. Community Development Statement

6a. Components that address the relevant threshold requirements and rating factors. This section of your application should include information necessary to address any general thresholds, project specific thresholds established for the type of project for which your Tribe has applied, and rating factors. Be specific to address <u>all</u> aspects of each relevant criterion and thresholds. It is important that these items be addressed as completely as possible since you may not submit additional information to address them once the application is submitted. If there are any questions regarding what project specific thresholds apply or under what rating factors your project will be rated, please contact the Area ONAP that serves your community for clarification prior to the submission of the application. Please refer to Section IV.E.3 and 4 of the Program NOFA for a description of the program and project specific thresholds. No required or optional form applies.

6b. Cost information by project. This is a very straightforward requirement. The use of form HUD-4123, Cost Summary, is required. Please make sure that the detailed cost estimates provided in the application component that provides the description of the project are accurately reflected in the cost summary.

An estimate of indirect costs may be included on the cost summary, but only if the indirect cost negotiation agreement is submitted with the application. Please note, since the cost of an OMB Circular A-133 audit is an indirect cost item, if an amount is entered on the cost summary for indirect cost, a separate amount for audit should not be included. As is indicated above, the total of administrative costs (direct and indirect) and planning costs cannot exceed 20 percent of the total grant award. Also as indicated, the amount provided for technical assistance activities cannot exceed ten percent of the grant award.

6c. A schedule for implementing the project. This application component should demonstrate that the project can be completed in a timely manner. The use of form HUD-4125, Implementation Schedule, is required. In completing this form please note that a project is defined as the item proposed for funding, e.g., the construction of a community building. In addition, for each project (except planning and technical assistance), there will be at least three component activities: Preparation and completion of an environmental review: construction (or rehabilitation) activities; and, project administration. Each of these component activities will have milestones that will be projected and tracked. If funds have been requested for technical assistance or a planning project, these activities should be treated as separate projects.

- 7. If applicable, submit a map showing project location. For most types of projects, a map that identifies the location of the proposed project and its service area will aid in the review of your application. Please remember that certain of the individuals involved in the review of your application may have no personal knowledge of your community and a map with this information will assist them in their review.
- 8. If applicable, submit displacement or temporary relocation information. If the proposed project will result in displacement or temporary relocation, a statement that identifies (a)

the number of persons (families, individuals, businesses and nonprofit organizations) occupying the property on the date of the submission; (b) the number to be displaced or temporarily relocated; (c) the estimated cost of relocation payments and other services; (d) the source of funds for relocation; and (e) the organization that will carry out the relocation activities must be included. Please note that ICDBG funds may be used to pay for eligible costs related to temporary relocation or displacement (see § 1003.602 for a description of grantee responsibilities).

 If applicable, evidence of public disclosure. This is a required application component for housing rehabilitation or new housing construction if the proposed recipient of such assistance was a covered person as defined in 24 CFR 1003.606(c). See 24 CFR 1003.606(e) for requirements.

10. If applicable, submit a survey and demographic data statement. The primary objective of the ICDBG Program is that not less than 70 percent of the funds of each single purpose grant must be used for activities that benefit low- and moderate-income persons.

One way to meet this objective is to demonstrate that at least 51 percent of the persons who will benefit from the proposed project are of low- or moderate-income status (for other ways, see discussion below). HUD will use the best available demographic data to determine compliance with the 51 percent requirement. Applicants can rely on published data or conduct their own survey if they believe that generally published data is substantially inaccurate or incomplete. Sometimes (see below) the applicant has no choice but to submit a survey. If this is the case, you <u>must</u> state in your application that the survey and demographic data is true and correct to the best of your knowledge. To do this, you may submit a signed copy of the sample Survey and Demographic Data Statement attached below or you may submit an equivalent statement. The Area ONAP that serves your community has available low- and moderate-income limits by household size for your area. Contact that office for a copy of this information.

Identified below are common situations when you may want to use published data or when you might want to generate your own data. If you believe that your project does not fit one of these situations, please contact the Area ONAP that serves your community.

- Use of Published Data. You may want to use already published data when the benefits accrued to your community from your project are area-wide. Area-wide activities are those such as a community center that would serve the entire village or reservation. Census Bureau data has been used by some applicants to determine the percentage of low- and moderate-income persons by geographic area. The Area ONAP that serves your community may be able to provide this information for your area.
- Applicant Generated Data. There are circumstances under which an applicant MUST prepare and submit demographic data to meet the low- and moderate- income person benefit requirement. These cases include:

- For activities with area-wide benefits, if the service area is one that is listed as having less than 51 percent low-and moderate-income persons, but the applicant feels that the published data is inaccurate; other demographic data can be submitted for review. If the reliability of this information can be verified, HUD will use it. In addition, there will often be situations in which census data is not available for the service area of an area-wide benefit activity.
- For activities benefiting a small, discrete area of the community (such as a water/sewer extension), information must be provided to establish that at least 51 percent of the persons to be served are of low- or moderate-income status.
- For housing rehabilitation projects: All single-family units to be rehabilitated must be occupied by low- or moderate-income households.
- For new housing construction projects: All proposed beneficiary households must be of low- or moderate-income status.

HUD will review and accept demographic data provided by an applicant, if it is determined that the generally available, published data are substantially inaccurate or incomplete; the data provided has been collected systematically; and, to the greatest extent feasible, the data is independently verifiable. If HUD does not accept the data provided, the best available data will be used.

There are two special cases where the 70 percent objective can be demonstrated in alternative ways than listed above. The first case involves Economic Development Projects. The 51 percent low- or moderate-income benefit requirement can be demonstrated in one of two ways:

- By determining how many of the total number of jobs being created or retained will be available to or are held by low-and moderate-income persons. Availability is determined by the type and degree of skills required to qualify for the jobs created, as well as actions to be taken to insure that low-and moderate-income persons receive first consideration for the jobs.
- If the purpose of the project were to provide goods or services to an area in which at least 51 percent resident households are of low- or moderate-income status, the income characteristics of the service area would have to be documented as indicated above.

The second case involves groups presumed to be principally of low- or moderate- income status. Certain groups are presumed by HUD to be composed principally but not entirely of low- or moderate-income persons [see §1003.208(b)(1)(i)]. These groups are abused children, battered spouses, the elderly, handicapped persons, homeless persons, illiterate persons, and migrant farm workers. Proposed projects that would <u>exclusively</u> serve one of these groups automatically demonstrate the 51 percent low- or moderate-income benefit requirement.

t affect point award under the

Please note that the presumption of benefit <u>will not</u> affect point award under the "Need/Extent of the Problem" rating factor for public facilities and improvements and economic development. The award of points under these factors will be based on the provision in the application of beneficiary income information by household size.

- 11. Logic Model, HUD 96010 (optional for use to respond to Factor 1). References in instructions of the form to Rating Factor 5 are not applicable. Instead, this form may be used to address Rating Factor 1(b), Project Implementation Plan and Program Evaluation, and Rating Factor 5, Comprehensiveness and Coordination.
- 12. Survey on Ensuring Equal Opportunity for Applicants, SF-424 Supplement. If you are applying using a hard copy application, please place the completed survey in an envelope labeled "Applicant Survey." Seal the envelope and include it along with your application package. If you are applying electronically, please submit this survey along with your application.

SAMPLE SURVEY AND DEMOGRAPHIC DATA STATEMENT

Applicant:

Project:*

The following demographic data is submitted for purposes of evaluating our application to the Indian Community Development Block Grant Program. By submitting this information with our application, we state we are in compliance with <u>all</u> of the following:

- Generally available, published data are substantially inaccurate or incomplete.
- ◆ Data provided have been collected systematically and are statistically reliable.
- Data provided are, to the greatest extent feasible, independently verifiable and data differentiate between reservation and BIA service area populations, when applicable.

In accordance with Section IV.B. of the Program NOFA, we have also submitted the following:

✤ Total number of persons benefiting from your proposed project. (Include both native and non-native persons served)

- Number of persons benefiting who are low- and moderate-income.
- ✤ A sample copy of a completed survey form (see attachment).
- An explanation of the methods used to collect the data (see attachment).
- ✤ A listing of incomes by household (see attachment).

(President) (Chairperson) (Title-Other)

(Secretary) (Clerk)

^{*} A separate survey and demographic data statement (or its equivalent) must be submitted for each project that includes applicant generated data unless the service area is the same for each of the different projects. In such instances, a separate statement need not be submitted.

Cost Summary

Indian Community Development Block Grant (ICDBG)

U.S. Department of Housing and Urban Development Office of Public and Indian Housing OMB Approval No. 2577-0191 (exp. 8/31/2006)

See Instructions and Public Reporting Statement on back.

1. Name of Applicant (as shown in Item 5, Standard Form 424)	1	2. Application/Grant Number (to be assigned by HUD upon submissio			
(check here if this is the (check here if submitted (check here if submitted	endment eck here if submitte r HUD approval of		Date (mm/dd/yy	уу)	
4.			Program Funds (i		
Project Name & Project Category (see instructions on back) a	ICDBG Amount Reques for each activi b		ther Source Amount for each activity C	Other Source of Other Funds for each activity d	
	\$	\$		· · · · · · · · · · · · · · · · · · ·	
5. Administration a. General Management and Oversight					
 Indirect Costs: Enter indirect costs to be charged to the program pursuant to a cost allocation plan. 					
c. Audit: Enter estimated cost of Program share of A-133 audits.					
Administration Total *	c	0.00	0.00		
6. Planning The Project description must address the proposed use of these funds.					
 Technical Assistance Enter total amount of ICDBG funds requested for technical assistance. ** 					
8. Sub Total Enter totals of columns b. and c.	\$ 0.00	\$	0.00		
9. Grand Total Enter sum of column b. plus column c.				\$ 0.00	

* The total of items 5 and 6 cannot exceed 20% of the total ICDBG funds requested.

** No more than 10% of ICDBG funds requested may be used for technical assistance. If funds are requested under this line item, a separate project description must accompany the application to describe the technical assistance the application intends to obtain. Only technical assistance costs associated with the development of a capacity to undertake a specific funded program activity are eligible (24 CFR 1003.206).

Previous editions are obsolete

Public reporting burden for this collection of information is estimated to average 40 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

This collection of information requires that each eligible applicant submit information to enable HUD to select the best projects for funding during annual competitions for the ICDBG Program. The information will be used by HUD to determine whether applications meet minimum screening eligibility requirements and application submission requirements. Applicants provide general information about the project which is preliminary to the review of the applicant's response to the criteria for rating the application. The information is essential for HUD in monitoring grants to ensure that grantees are making proper use of Federal dollars. Responses to the collection are required by Section 105 of the Department of Housing and Urban Development Reform Act (P.L. 101-235) as amended by the Cranston-Gonzales National Affordable Housing Act of 1990. The information requested does not lend itself to confidentiality.

Instructions for Item 4. Project Name and Project Type

Participants enter the project name and the name of one of the following three categories of activities:

- Housing
- Community Facilities
- Economic Development

Also enter the component name if applicable. Use a separate Cost Summary sheet (form HUD-4123) for each project included in the application.

Examples of categories and/or components including examples of eligible activities are listed below.

Housing

- Rehabilitation Component
- Rehabilitation
- Demolition

Land to Support New Housing Component New Housing Construction Component

Community Facilitites

- Infrastructure Component
- Water
- Sewer
- · Roads and Streets
- Storm Sewers
- **Buildings Component**
- Health Clinic
- Daycare Center
- Community Center
- Multi-purpose Center
- . .

Economic Development

- Commercial (wholesale, retail)
 - Industrial
 - Motel/Hotel
 - Restaurant
 - Agricultural Development

Previous editions are obsolete

Page 2 of 2

form HUD-4123 (12/98)

Indian Community Development Block Grant (ICDBG)	(J		r uroan ver ce of Public	and Urban Development Office of Public and Indian Housing	Housing			(exp. 0/31/2000)	31/2006)
See Instructions and Public Reporting Statement on back Submit a separate implementation schedule for each proj	i back. h project category.	Jory.							
1. Name of Applicant (as shown in Item 5, Standard Form 424)		2. Applica	tion/Grant Nur	Application/Grant Number (to be assigned by HUD)		3. Original (First submission Pre-Award Submission Amendment (submitted	Original (Firet submission to HUD) Pre-Award Submission Amendment (submitted after grant approval)	Date (mm/dd/yyyy)	(٨٨٨,
4. Name of Project (as shown on form HUD-4123, item 4)		_	5. Effe	Effective Date (mm/dd/yyyy)		ted Completion Date	(mm/dd/yyyy) Expect	Expected Completion Date (mm/dd/yyyy) Expected Closeout Date (mm/dd/yyyy)	(YYYY)
Environmental Review Status Exempt (As described in 24 CFR 58.34) Under Review (Review underway, findings not ver made)	eview underway; ade)	Finding of	No Significant oject is not an a	t Impact (Finding action which may	g made that requ	Finding of No Significant Impact (Finding made that request for release of funds for project is not an action which may significantly affect the environment.)	-		
EIS Required (Finding that project may Not Started Significantly affect environment or (Review not yet begun) EIS automatically required by 24 CFR 58.37)	(unɓé	Certification certification being prepared	on (Environmer and request fo ared for submiss	Certification (Environmental review completed; certification and request for release of funds being prepared for submission.)	leted; Ca	Categorically Excluded (as described in 24 CFR 58.35)	L	7. Tribal Fiscal Year (mm/dd/yyy)	(),
 Task List (List tasks such as environmental assessment, acquisition, etc.) 		Year (CY) quar	ers. Fill-in the	e CY below. Se	ee detailed inst	 Schedule. Use Calendar Year (CY) quarters. Fill-in the CY below. See detailed instructions on back. 	-		
		5				ξ		Date (mm/dr	(10001)
		Sud Qr.	3gg 3gg 2gt	4 4 0 4 1 0 1 0	Sth Qtr	te te	7th Ott. 8	Rth Otr	
 Planned Drawdowns by Quarter (Enter amounts non-cumulatively) 	\$	₩		\$			69	\$Total	0.00
11. Cumulative Drawdown (if more than one page, enter total on last page only)	\$ 0.00	\$ 0.00	\$ 0.00) ^{\$} 0.00	0.00	0.00 ^{\$}	0.00	0.00 \$Total	0.00

	(12/97)
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	form

Previous editions are obsolete

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This collection of information requires that each eligible applicant submit information to enable HUD to select the best projects for funding during annual competitions for the ICDBG Program. The information will be used by HUD to determine whether applications meet minimum screening eligibility requirements and application submission requirements. Applicants provide general information about the project which is preliminary to the review of the applications meet minimum screening eligibility requirements sand application submission requirements. Applicant's response to the criteria for rating the application. The information is essential for HUD in monitoring grants to ensure that grantees are making proper use of Federal dollars. Responses to the collection are required by Section 105 of the Department of Housing and Urban Development Reform Act (P.L. 101-235) as amended by the Cranston-Gonzales National Affordable Housing Act of 1990. The information requested does not lend itself to confidentiality.	Instructions for Item 9 Schedule: Use Calendar Year (CY) quarters. Fill-in the CY below. If the project begins in May, for example, enter under "1st Qhr.", A(April), M(May), J(June). Indicate time period required to complete each activity, e.g., acquisition, by entering "X" under the months it will begin and end. Draw a horizontal line from the first to the second "X". If the completion date will extend beyond the 8th quarter, enter	date in the far right column and attach an explanation.

the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Reports Management Officer, Paperwork Reduction Project (2577-0191), Office of Information Technology, U.S. Department of Housing and Urban Development, Washington, D.C. 20410-3600. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

Public reporting burden for this collection of information is estimated to average 40 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining