

# Using CDBG-CV for Public Facilities

Wednesday, July 28, 2021

CARES Act Virtual Conference 2021



# The Presenters

Sara Daines

The Cloudburst Group



Stephanie Jennings

Abode Community Consulting



# Developing Resilient Communities

*As the number of people vaccinated against COVID-19 in the United States expands daily, case numbers decline, businesses reopen, and communities return to a sense of normalcy, lasting effects of the pandemic remain. The pandemic highlighted and exacerbated existing inequity for [low- and moderate-income] families and people of color [and] revealed societal vulnerability to highly contagious viruses. Grantees should consider how to use CDBG-CV to address longer-term impacts of the coronavirus pandemic and foster more resilient communities in the future.”*

[HUD CDBG-CV Toolkit](#)

# Session Objective

To give participants knowledge and resources needed to strategically invest in public facility projects that address a multitude of community needs and mitigate the direct and indirect impacts of coronavirus now and in the future.



# Strategically planned public facility and infrastructure projects can further a community's efforts to...

- Address the social and economic impacts of coronavirus
  - Improve access to social services and healthcare
  - Expand non-congregate shelter options
  - Create safe and reliable learning settings
  - Enhance outdoor recreational opportunities
  - Create safe, viable, and vibrant neighborhoods
- ... and more!

# Agenda

- CDBG-CV Public Facility Requirements
- Eligible CDBG-CV Public Facility Projects
- Project and Process Considerations
- Strategic Use of CDBG-CV Funds
- Additional Resources

Throughout the session we will be referencing the content of the [Quick Guide on Using CDBG for Public Facilities in Coronavirus Response](#).

# What are Public Facilities?

Projects that focus on physical improvements to publicly accessible facilities owned by public entities or nonprofit organizations. They frequently include:

**Social service facilities**

**Shelters and day access centers**

**Childcare centers**

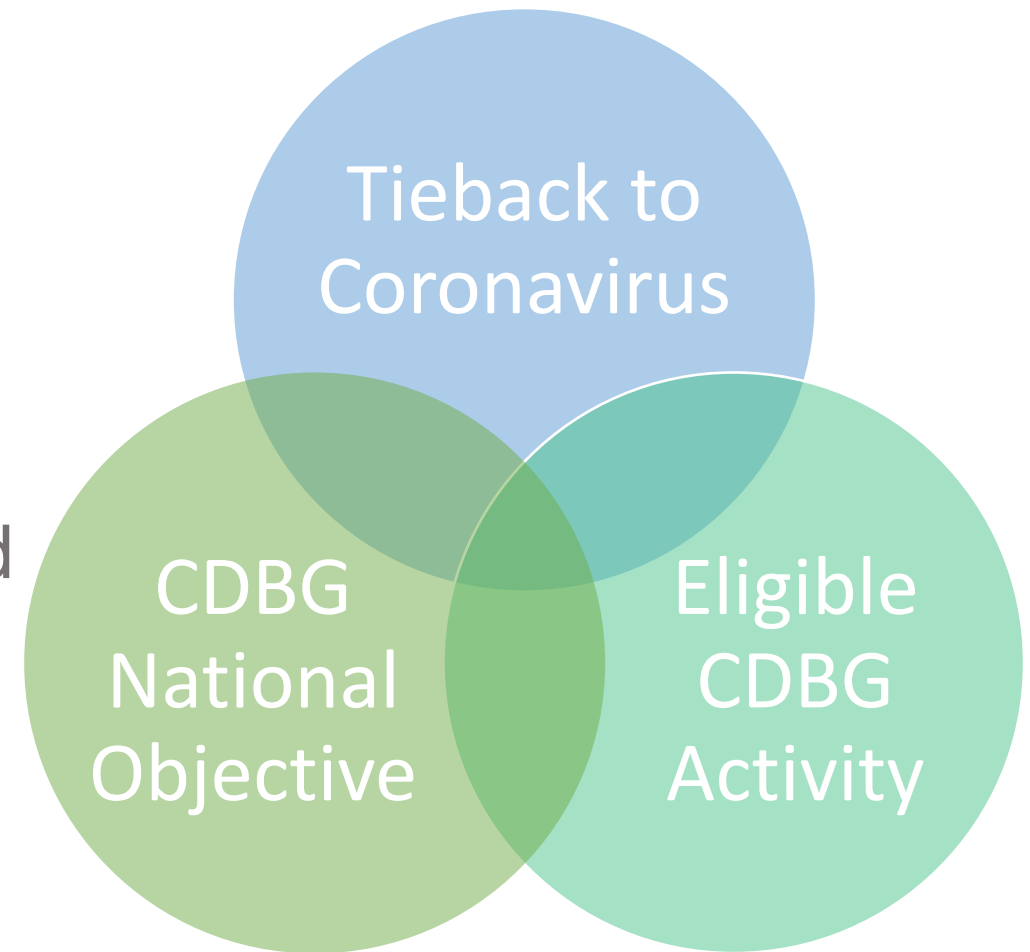
**Public infrastructure**

**Outdoor facilities**

**Accessibility improvement**

# CDBG-CV Public Facility Projects Must...

- Be an eligible use of CDBG funds
- Prepare for, prevent, and/or respond to coronavirus
- Meet a CDBG National Objective





# Eligible CDBG-CV Public Facility Activities

## Activities can include:

- Acquisition
- Rehabilitation
- Construction
- Reconstruction
- Installation of public improvements

## Activities can not include:

- Maintenance
- Moveable equipment
- Operating costs

*Facilities for General Conduct of Government are generally ineligible*

Resource: [Guide to National Objectives and Eligible Activities for CDBG Entitlement Communities \(Chapter 2\)](#)

# Coronavirus “Tieback” Requirement

- Public facility projects must specifically “tie back” to **preparing for, preventing, or responding to** the coronavirus
- Project may address the:
  - Direct impacts of the current pandemic;
  - Indirect impacts such as economic and housing market disruptions caused by social distancing or stay-at-home orders; and/or
  - Mitigate future coronavirus pandemic impacts

Resource: [PPR Tieback Flexibilities Quick Guide](#)

# Documentation of PPR Tieback

- Grantees must demonstrate how CDBG-CV funds have been used to prepare for, prevent, and respond to the coronavirus
- The rationale for its connection to addressing coronavirus will vary but must be documented in the file as part of your project review and eligibility analysis
- Essential to ensure compliance with the Coronavirus Aid, Relief, and Economic Security (CARES) Act

Resource: [CDBG-CV Notice \(FR-6218-N-01\)](#)

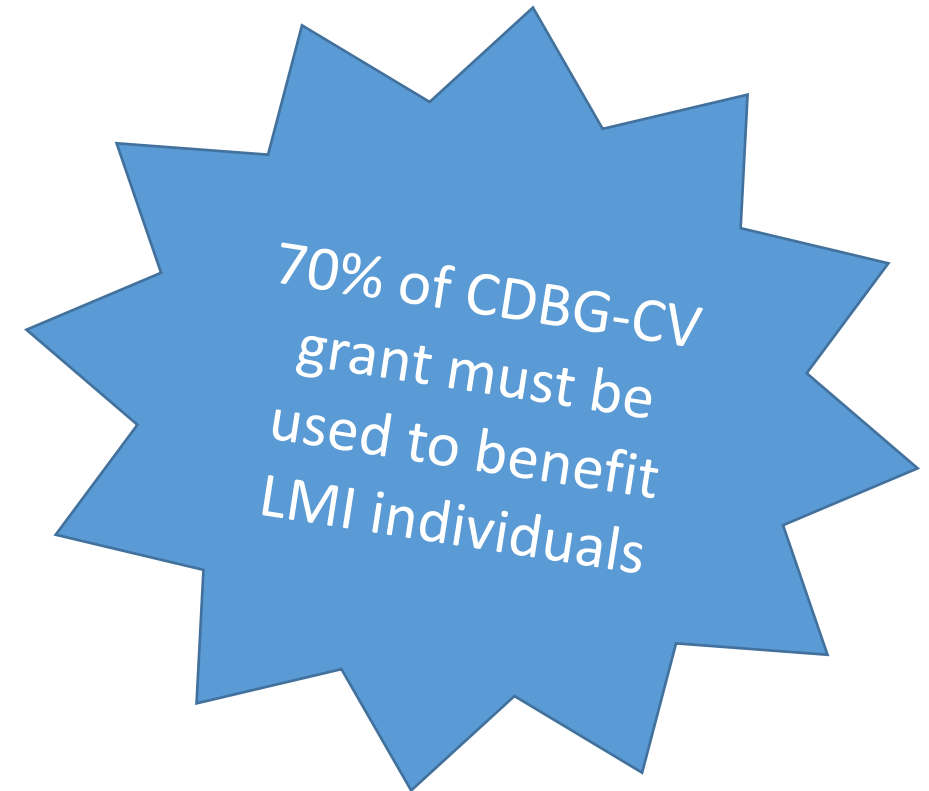
# National Objectives for Public Facilities

CDBG-CV-funded projects must meet a National Objective:

- Benefit low- and moderate-income persons
- Prevent or eliminate slums and blight
- Address an urgent need in response to a disaster

National Objective is determined by the nature of the project

Resource: [Guide to National Objectives and Eligible Activities for CDBG Entitlement Communities \(Chapter 3\)](#)



# CDBG-CV Duplication of Benefits

- A duplication of benefits (DOB) occurs when an entity receives financial assistance from multiple sources for the same purpose, and the total assistance received for that purpose is more than the total need for assistance.
- To prevent a duplication of benefits, CDBG-CV grantees must:
  - Have documented policies and procedures in place
  - Analyze potential DOB at both program and project level
  - Include documentation of analysis in project files

Resource: [CDBG Coronavirus Grantee Resources Related to Preventing Duplication of Benefits](#)

# Range of Public Facilities Project Type



# Emergency and Short-Term Shelter Facilities

- Create, expand, or modify shelter facilities for people in need of short-term shelter to reduce transmission of coronavirus among homeless persons
- Acquire motel for non-congregate shelter facility
- Rehab an existing shelter to comply with physical distancing guidelines

**Eligible Activity:** Acquisition, Construction, Rehab

**National Objective:** LMC

# Social Service and Childcare Facilities

- Create, expand, or modify social service and childcare facilities to reduce coronavirus spread
- HVAC improvements, expand or reconfigure interiors to allow physical distancing
- Create new facilities
- Provide or improve outdoor spaces

**Eligible Activity:** Rehabilitation  
**National Objective:** LMC or LMA



# Internet Access

- Extend high-speed internet access to underserved LMI areas to improve remote access
- Installation of broadband on public streets and rights-of-way
- Improve internet services within public facilities

**Eligible Activity:** Public Improvement  
**National Objective:** LMC or LMA

# Public Rights-of-Way

- Create outdoor spaces that improve physical distancing in public areas
- Installation, rehabilitation or expansion of public walkways or outdoor space in an LMI area
- Construct permanent seating

**Eligible Activity:** Public Improvement  
**National Objective:** LMA



# Accessibility Improvements

- Improve access to buildings for people with disabilities to reduce the transmission of coronavirus
- Installation of automatic doors, touchless water fountains, and construction of accessible bathrooms

**Eligible Activity:** Construction, Rehabilitation  
**National Objective:** LMC



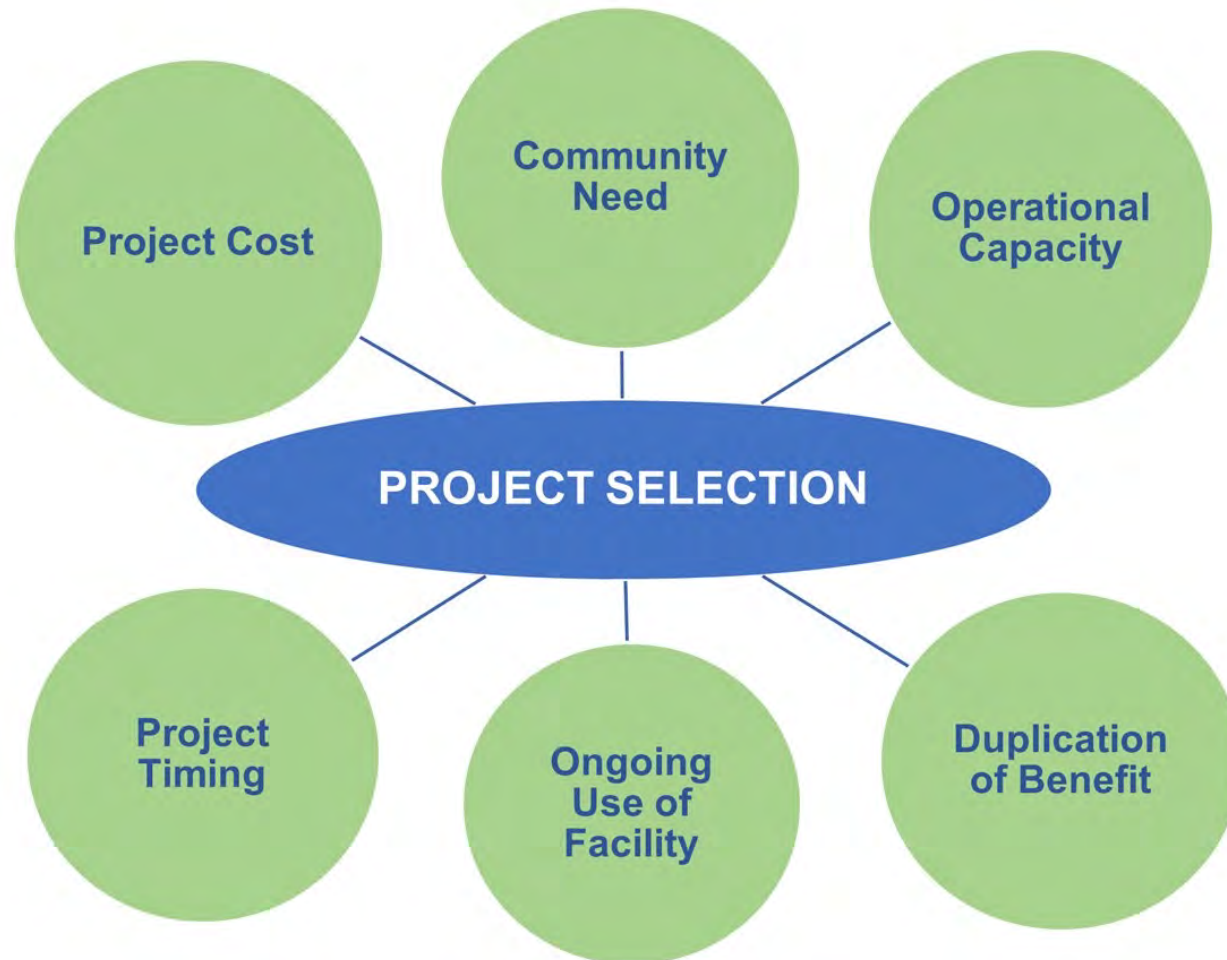
# Outdoor Parks and Recreational Areas

- Provide additional space to allow outdoor recreational activity and encourage physical distancing in LMI areas
- Development of expanded outdoor exercise areas and removal of architectural barriers that restrict accessibility

**Eligible Activity:** Public Improvement  
**National Objective:** LMA



# Project Selection Considerations



See [Quick Guide on Using CDBG for Public Facilities in Coronavirus Response](#) for guidance and key questions for consideration of these issues

# Major Types of Public Facility Activities

- Acquisition of existing facilities
- Construction of new facilities
- Rehabilitation of existing facilities

Resource: [How to Use CDBG for Public Facilities and Improvements](#)



# Acquisition Activities



Identify desired end use of facility first and path to eligibility. Acquisition must be "arms-length" and voluntary transaction.

Assess property condition, document tenants, and relocation costs; consider financial feasibility.

Execute a non-binding option to establish a due diligence period and address other pre-development issues. Complete environmental review.

Complete property acquisition and tenant relocation; complete any building improvements and place into end use.

# New Construction / Rehabilitation Activities



Identify desired end use of facility first and path to eligibility; consider timeline and alignment with CDBG-CV requirements.

Develop detailed scope of work and specifications prior to initiating the bid process and complete an environmental review.

Grantee or subrecipient can be responsible for procurement which must meet all federal requirements.

Monitor during construction and place into end use.



# Additional Program and Federal Requirements

- Environmental Review
- Acquisition and Relocation
- Fair Housing
- Labor Requirements
- Habitability
- Accessibility

The [CDBG-CV Public Facilities Quick Guide](#) provides links to resources for each regulatory area

# Other Useful Resources

- [CDBG- CV Toolkit](#)
- Quick Guides
  - [Using CDBG and CDBG-CV to Support Pandemic Recovery](#)
  - [Public Facilities Quick Guide](#)
  - [Broadband Quick Guide](#)
- [CDBG-CV AAQ](#)
- [CDBG-CV On Call Technical Assistance](#)

# In summary, the strategic use of your CDBG-CV resources for public facilities and infrastructure can help you...

- Respond to direct impacts and indirect social and economic effects of the current pandemic
- Improve the immediate and long-term uses of community resources
- Begin to address the historic inequities experienced by LMI families and people of color
- Reduce your community's vulnerability to future public health emergencies
- Mitigate the impacts of natural disasters and climate change
- Leverage additional resources

# Participant Poll

***What type of public facilities activity is of interest to you?***

- a) *Emergency and short-term shelter*
- b) *Social service facilities*
- c) *Childcare facilities*
- d) *Internet access*
- e) *Public rights-of-way*
- f) *Accessibility*
- g) *Outdoor parks and recreation*
- h) *No specific activity*

***What are the topics where additional resources would help you to move forward with public facility projects?***

- 1) *Project identification and selection processes*
- 2) *Meeting CDBG and coronavirus tieback requirements*
- 3) *Requirements and best practices for acquisition activities*
- 4) *Requirements and best practices for new construction or rehabilitation activities*
- 5) *Meeting other federal requirements*
- 6) *Other / None*



## Questions and Answers

