

RESOLUTION

OF THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY AUTHORIZING SUBMISSION OF THE FY2022 CDBG APPLICATION

RESOLUTION NO. _____

A Resolution of the County of Fayette, Commonwealth of Pennsylvania, authorizing the submission of an application to the Pennsylvania Department of Community and Economic Development for funding through the Community Development Block Grant (CDBG) Program, as authorized under the Housing and Community Development Act [42 USC 5301 and 24 CFR Part 570], and further certifying compliance with the requirements of said program.

WHEREAS, it is necessary and in the public interest that County of Fayette, Pennsylvania, receive funds from the Commonwealth through the Department of Community and Economic Development in accordance with the Community Development Block Grant Program; and

WHEREAS, the County of Fayette has the legal authority and responsibility under Act 179 to apply for Community Development Block Grant funds; and

WHEREAS, County of Fayette have undertaken a considerable citizen participation process including written invitations to municipalities, informational meetings, hearings and legal notices all of which culminated in the prioritization of projects and development of a Community Development Plan; and

WHEREAS, County of Fayette are familiar with the requirements of the program as provided for in the Housing and Community Development Act (HCDA) and the Community Development Block Grant regulations; and

WHEREAS, County of Fayette wishes to apply for said funds.

NOW, THEREFORE, BE IT RESOLVED by the County of Fayette that the Fayette County Redevelopment Authority (RACF) is authorized to have prepared the necessary forms and documents to submit an application to the Department of Community and Economic Development for Community Development Block Grant funds for the purposes aforesaid; and

BE IT FURTHER RESOLVED, if CDBG funds are determined by the Pennsylvania Department of Community and Economic Development to be expended on ineligible program costs or do not meet a national objective, County of Fayette agrees to repay the proportion deemed ineligible from non-federal sources.

BE IT FURTHER RESOLVED that the Community Development Plan was developed in coordination with low and moderate individuals, interested organizations, non-profits and other interested parties through the citizen participation process and municipal information gathering is hereby adopted; and

BE IT FURTHER RESOLVED that the Fayette County Redevelopment Authority (RACF) of the County of Fayette is empowered to place his/her signature, on behalf of the governing body, on necessary application forms and affix thereto the official seal of County of Fayette.

Adopted by County of Fayette at the regular meeting on the 20th Day of October, 2022.

Signature

the 20th Day of October, 2022

Date

Seal

**RESOLUTION OF THE BOARD OF COMMISSIONERS
OF FAYETTE COUNTY
APPROVING A COOPERATION AGREEMENT, PLANS AND POLICIES
RELATED TO ADMINISTRATION OF THE
FY2022 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to extend financial assistance to communities for activities which will benefit low- and moderate-income families, aid in the elimination or prevention of slums or blight, or meet other urgent community development needs; and

WHEREAS, the Pennsylvania Department of Community and Economic Development has invited the County of Fayette to submit an application in the amount of \$1,404,778 for Federal Fiscal Year 2022 for financial assistance in non-entitlement areas of Fayette County and on behalf of the nine (9) entitlement townships of Bullskin Township, Dunbar Township, Georges Township, German Township, Luzerne Township, Menallen Township, North Union Township, Redstone Township, and South Union Township under the Community Development Block Grant Program (hereinafter referred to as "the Program"); and

WHEREAS, the County of Fayette has met all the citizen participation requirements relative to the CDBG Program submission; and

WHEREAS, the County of Fayette has prepared a Three-Year Community Development Plan as required by the Department of Community and Economic Development; and

WHEREAS, the County of Fayette has, by resolution adopted the 19th day of December, 1985, designated the Redevelopment Authority of the County of Fayette, Pennsylvania, to be its agent in preparing applications and for administration of the grants, which designation assures that Fayette County meets the "General Qualifications Criteria" contained in the law and regulations governing the Program; and

WHEREAS, a form of Cooperation Agreement by and between the County of Fayette and the Redevelopment Authority of the County of Fayette, Pennsylvania is offered for consideration by the Board of Commissioners; and

WHEREAS, the Redevelopment Authority of the County of Fayette, Pennsylvania is preparing an application for financial assistance under the Program, said application having been made available for public comment, review, and inspection prior to consideration by the Board of Commissioners of the County of Fayette; and

WHEREAS, in order to comply with the administration of the CDBG Program, the Redevelopment Authority has also prepared the following plans and policies: Citizen Participation Plan, Code of Conduct and Conflict of Interest Policy, Drug Free Workplace Policy, Excessive Force Policy, Anti-Displacement Plan, MBE / WBE Plan, Section 3 Plan, Fair Housing Analysis and Annual Action Plan, 504 Plan, Four-Factor Analysis and Language Access Plan, and CDBG Procurement Policy.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Fayette:

1. That the Program Application is hereby in all respects approved. The Clerk is hereby directed to file an overview of said Program Application with the minutes of this meeting.
2. That the following plans are approved in compliance with CDBG rules and regulations: Citizen Participation Plan, Code of Conduct and Conflict of Interest Policy, Drug Free Workplace Policy, Excessive Force Policy, Anti-Displacement Plan, MBE / WBE Plan, Section 3 Plan, Fair Housing Analysis and Annual Action Plan, 504 Plan, Four-Factor Analysis and Language Access Plan, and CDBG Procurement Policy.
3. That the Commissioners hereby re-designate the Chief Clerk as the annual Section 504 Officer for the County and its Entitlement Boroughs and Townships.
4. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with Federal/State financial assistance under Title I, including those under Title VI relating to the prohibition of discrimination because of race, color, creed or national origin and other assurances as may be forthcoming from the State for the implementation of the Program.
5. That the Commissioners of Fayette County are authorized to file an application for financial assistance to carry out the Program and act as the authorized representative of the County of Fayette.
6. That the Commissioners are hereby authorized to provide such assurances and/or certifications as may be required by the Housing and Community Development Act of 1974, as amended, and any supplemental or revised data which the Department of Community and Economic Development may request in connection with its review of the application and including any revisions necessary to bring the application into conformity with the Department's final grant for the County and its Entitlement Boroughs and Townships.
7. That a Cooperation Agreement, by and between the County of Fayette and the Redevelopment Authority of the County of Fayette, Pennsylvania, setting forth the terms under which the Authority and the County will perform their responsibilities, is hereby approved and its execution by the Fayette County Board of Commissioners is hereby authorized.
8. That if CDBG funds are determined by the Pennsylvania Department of Community and Economic Development to be expended on ineligible program costs or do not meet a national objective, Fayette County agrees to repay the proportion deemed ineligible from non-federal sources.

I hereby certify that the foregoing resolution is a true and correct copy of a Resolution duly adopted by the Fayette County Board of Commissioners at their meeting held the 20th day of October, 2022.

Chief Clerk

(SEAL)



FAIR HOUSING RESOLUTION

LET IT BE KNOWN TO ALL PERSONS of the Fayette County, Pennsylvania including its 9 Entitlements of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, Redstone and South Union Townships that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, sex (including gender identity and sexual orientation), national origin, religion, familial status (families with children), or handicap (disability) is prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Act) and the Pennsylvania Human Relations Act adds the additional protected classes of age, ancestry and use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals. It is the policy of the Fayette County, Pennsylvania including its 9 Entitlements of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, Redstone and South Union Townships to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, sex (including gender identity and sexual orientation), national origin, religion, familial status, handicap, age, ancestry and use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals. Additionally, it is illegal to retaliate against a person who has filed a fair housing complaint or assisted in a fair housing investigation. Therefore, the Fayette County, Pennsylvania including its 9 Entitlements of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, Redstone and South Union Townships does hereby pass the following resolution.

BE IT RESOLVED, that within available resources the Fayette County, Pennsylvania including its 9 Entitlements of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, Redstone and South Union Townships will assist all persons who feel they have been discriminated against because of race, color, sex (including gender identity and sexual orientation), national origin, religion, familial status, handicap, age, ancestry and use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals to seek equity under federal and state laws by filing a complaint with the local Fair Housing Officer, Pennsylvania Human Relations Commission and the U.S. Department of Housing and Urban Development, whichever is chosen by the person filing the complaint.

BE IT FURTHER RESOLVED that the Fayette County, Pennsylvania including its 9 Entitlements of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, Redstone and South Union Townships shall make publicly known this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Act, the Pennsylvania Human Relations Act, and any local laws or ordinances.

FURTHER ACTION will at a minimum include, but not to be limited to:

- (1) Publicizing the name and contact information of the local Fair Housing Officer, which will include the process to file a complaint if a person feels they have been discriminated against in housing in any manner and other applicable fair housing information through local media and community contracts; and
- (2) Conduct at least one fair housing activity annually to better inform the public of their rights under the Fair Housing Law and Pennsylvania Human Relations Act; and
- (3) Use the fair housing logo on all materials dealing with housing programs such as but not limited to:
 - a. Public advertisements for vacancy or discussing the program
 - b. Applications for assistance
 - c. Contracts
 - d. Municipal letters dealing with the federal programs

If you are a person with a disability or have Limited English Proficiency and require reasonable accommodation or document translation, please contact the business offices of the Redevelopment Authority of the County of Fayette, PA (RACF), 86 West Main Street – Uniontown PA 15401, 724-437-1547, racfpa@racfpa.org, www.racfpa.org.

Approved at the regularly scheduled meeting of the Fayette County Board of Commissioners held the 20th day of October, 2022.

Signature:

Chief Elected Official

10/20/2022
Date

(SEAL)

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY
AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDS WITH THE
PENNSYLVANIA HOUSING FINANCE AGENCY**

WHEREAS, the Pennsylvania Housing Affordability and Rehabilitation Enhancement (PHARE) Fund was established by Act 105 of 2010 (the "PHARE Act") to provide the mechanism by which certain allocated state or federal funds, as well as funds from other outside sources, would be used to assist with the creation, rehabilitation and support of affordable housing throughout the Commonwealth; and

WHEREAS, the Marcellus Shale Impact fee legislation, Act 13 of 2012, specifically allocates certain amounts from the impact fee into the PHARE Fund to address a variety of housing needs, including support for projects that increase the availability of affordable housing for low- and moderate-income persons and families, persons with disabilities and elderly persons in counties where producing unconventional gas wells are located; and

WHEREAS, Fayette County has prepared applications requesting PHARE funding to support the following project:

- **Shamrock Heights Homebuyer Development Project**

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Fayette that submission of an application requesting \$250,000 in funding through the PHFA-PHARE Fund to support the above project and initiative in Fayette County, Pennsylvania is hereby approved.

BE IT FURTHER RESOLVED that Fayette County hereby designates the Redevelopment Authority of the County of Fayette, Pennsylvania, to be the subrecipient of funds received pursuant to the application and that a Cooperation Agreement, by and between the County and the Authority, setting forth the terms under which the Authority and the County will perform their responsibilities, is hereby approved and its execution by the Fayette County Board of Commissioners is hereby authorized.

BE IT FURTHER RESOLVED that the Redevelopment Authority has conducted the required citizen participation process on behalf of the County.

BE IT FURTHER RESOLVED the County has assured the provision of other necessary funds to carry out the proposed project.

BE IT FURTHER RESOLVED that Fayette County will reimburse PHFA for any expenditures found by PHFA to be ineligible.

BE IT FURTHER RESOLVED that the appropriate officer of Fayette County is directed to execute a certificate attesting to the adoption of this Resolution and to furnish a copy of the Resolution to PHFA.

(SEAL)

David Lohr, Chairman

Chief Clerk

Vincent A. Vicites, First Vice-Chairman

Scott Dunn, Second Vice-Chairman