

ATTACHMENT C
CITY OF PLYMOUTH, MINNESOTA
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
PROJECT COMPLIANCE REQUIREMENTS

Project activities shall be carried out in compliance with all Community Development Block Grant (CDBG) requirements under the Housing and Community Development Act of 1974 (Public Law 93-383) as amended, and complementing regulations at 24 CFR Part 570. In addition, and as required, the Sub-grantee shall carry out the activities under this Agreement in compliance with other applicable laws, orders, and regulations, including:

1. Those set forth in the attached list entitled "Community Development Block Grant and Urban Development Action Grant Federal Requirements";
2. The Minnesota State Act Against Discrimination (Minnesota Statutes Chapter 363) and implementing regulations issued at 64 MCR Section 1 et. seq.:

Prior to undertaking performance of any service or activities under this Agreement, the Sub-grantee agrees to participate in an informational meeting with the PED Project Manager and other appropriate City staff for the purpose of providing the Sub-grantee with information regarding Compliance Requirements. If deemed necessary and appropriate by the City, these Compliance Requirements will be incorporated into a written Compliance Program, and be submitted and complied with by the Sub-grantee.

COMMUNITY DEVELOPMENT BLOCK GRANT REQUIREMENTS

The following list contains the public laws and executive orders, which may be applicable to any activities funded in whole or in part with CDBG funds. Questions regarding these requirements should be directed to Shelonda Marie-Alves, Housing Coordinator. Shelonda may be reached by phone at 763-509-5413, by e-mail at smarie-alves@plymouthmn.gov, or by mail at Plymouth HRA, 3400 Plymouth Boulevard, Plymouth, MN 55447.

1. **DAVIS BACON ACT/CONTRACT WORK HOURS AND SAFETY STANDARDS ACT**
40 USC 276(a) - 276(a)5, USC 327 et. seq.
Provides that all laborers and mechanics employed by contractors or subcontractors in the performance of construction work financed in whole or in part with CDBG or UDAG funds shall be paid prevailing wages. This includes all commercial activity and housing activity of eight or more units.
2. **COPELAND ANTI-KICKBACK ACT**
18 USC 874
Prohibits kickbacks to public employees, and any person involved in the administration of federal funds.

3. **EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDERS 11375 & 12086**
24 CFR 130.1
Relates to equal employment opportunities under HUD contract and HUD assisted construction contracts.
4. **2 CFR PART 200**
2 CFR 200.101
Uniform administrative requirements, cost principles, and audit requirements for federal awards. These regulations apply to **state and local governments as well as sub-grantees**.
5. **24 CFR PART 85**
24 CFR 570.502
Uniform administrative requirements for all Grant-In-Aid Programs. These regulations apply to **state and local government**. 24 CFR 570.609 regulates the use of debarred, suspended contractors on federally funded projects.
6. **OMB CIRCULAR A - 87**
Relates to cost and expenditure principles for federally funded grants and contracts. These rules apply to **state and local governments** and in part, to Sub-grantees.
7. **OMB CIRCULAR A - 110**
Contains uniform administrative requirements applicable to federally funded grants and contracts with **non-profit organizations**. Note: All sections of the A-110 apply except the audit provisions, which are replaced by OMB Circular A-133.
8. **OMB CIRCULAR A - 133**
Contains audit requirements for **non-profit organizations**. This Circular replaces the audit provisions of OMB Circular A -110.
9. **OMB CIRCULAR A - 122**
Uniform cost principles for **non-profit organizations** receiving federal funds.
10. **LEAD BASED PAINT POISONING PREVENTION ACT**
42 USC 4831, 24 CFR 570.608 & 24 CFR 35, Subpart B
11. **CLEAN AIR ACT, WATER POLLUTION CONTROL ACT**
42 USC 1857 33 USC 1251 24 CFR 1.3 et. seq.
Clean air and water acts that pertain to all projects and programs.

- 12. TITLE VI, CIVIL RIGHTS ACT OF 1964**
42 USC 2000(d) Public Law 88.352 24 CFR 570.601
Act states that no person shall be denied participation in, or benefits from federal assistance on the basis of race, color or national origin.
- 13. TITLE VIII OF THE CIVIL RIGHTS ACT OF 1968, FAIR HOUSING ACT**
42 USC 3601 Public Law 90.284 24 CFR 570.601
No person shall be denied housing opportunities on the basis of race, color, religion or national origin.
- 14. EXECUTIVE ORDER 11063, & AMENDED BY E.O. 12259**
24 CFR 570 Part 107
Prohibits discrimination in housing and related facilities owned or operated by the Federal Government, and in lending practices.
- 15. EXECUTIVE ORDER 11625**
Relates to the national program for Minority Business Enterprise.
- 16. SECTION 3 OF THE HOUSING AND URBAN DEVELOPMENT ACT OF 1968**
12 USC 1701(u) "SET-ASIDE" 24 CFR 135.20(b)
Provides that to the greatest extent feasible, training and employment opportunities shall be made available to lower income residents of project areas and that contracts shall be awarded to small businesses located within the project area or owned in substantial part by project area residents.
- 17. SECTION 109 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974**
42 USC 5309 24 CFR 570.602
Prohibits discrimination on the basis of race, color, religion or national origin in any activity or program funded in whole or in part with CDBG or UDAG funds.
- 18. AGE DISCRIMINATION ACT OF 1975**
42 USC 6101 Public Law 94.135
No persons shall, on the basis of age, be excluded from participation or be denied benefits, or be subject to any discrimination from any program receiving federal assistance.
- 19. SECTION 504 OF THE REHABILITATION ACT OF 1973**
29 USC 1794 24 CFR Part 8
Provides that physically impaired persons may not be excluded from participation or be denied benefits from any program receiving federal assistance.

- 20. ARCHITECTURAL BARRIERS ACT OF 1968**
42 USC 4151
Provides that government agencies shall prescribe standards for the design, construction and alteration of buildings to insure that whenever possible physically impaired persons will have ready access to, and use of such buildings. This rule in and of itself does not apply to the CDBG program, except as impacts on Section 504.
- 21. UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970**
42 USC 4601 24 CFR Part 42 24 CFR 570.606
Provides relocation benefits and land acquisition procedures when property is acquired by federal or state agencies. For the purpose of this act, the City is an agency of the State.
- 22. NATIONAL ENVIRONMENTAL POLICY ACT OF 1969**
42 USC 4321 24 CFR Part 58
The recipient of federal funds assumes the responsibility for ensuring that environmental reviews are completed prior to the start of any activity funded in whole or in part with federal funds.
- 23. NATIONAL HISTORIC PRESERVATION ACT**
16 USC 470 Public Law 89-665
Relates to the process for designating structures on the National Historic Preservation List, and the kinds of activities, which may be done as a result of this designation.
- 24. ARCHAEOLOGICAL AND HISTORIC PRESERVATION ACT OF 1974**
P.L. 93-291
This is an update of the act listed above.
- 25. EXECUTIVE ORDER 1593**
Provides for the protection and enhancement of the cultural environment.
- 26. FLOOD DISASTER PROTECTION ACT OF 1973**
42 USC 4001 E.O. 11988 E.O. 11288 Public Law 93-234
No activity funded in whole or in part with federal assistance may be undertaken in a designated flood plain without National Flood Insurance. 11988 relates to evaluation of flood hazards. 11288 relates to the prevention, control and abatement of water pollution.
- 27. HATCH ACT**
5 USC 1501
Prohibits the financing of any type of political activities with federal funds.

28. CODE OF CONDUCT AND CONFLICT OF INTEREST

24 CFR Part 85.36 & 570.611

States that no person(s) administering federally funded programs may, as a result of their position, receive personal gain.

29. INTERGOVERNMENTAL REVIEW OF WATER & SEWER PROJECTS

Executive Order 12372

Allows for the State and Metro Council to review and comment when the Grantee/ Sub-grantee proposes to finance the planning or construction of water or sewer facilities.

**30. REQUIREMENTS GOVERNING LOBBYING OF HUD PERSONNEL;
PROPOSED RULE**

24 CFR Part 86

Reporting requirements and fee limits for the hiring of persons to influence a HUD officer or employee.