

**Grantee: Kentucky**

**Grant: B-08-DI-21-0001**

**April 1, 2014 thru June 30, 2014 Performance Report**

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**Grant Number:**

B-08-DI-21-0001

**Obligation Date:****Award Date:****Grantee Name:**

Kentucky

**Contract End Date:****Review by HUD:**

Submitted - Await for Review

**LOCCS Authorized Amount:**

\$3,717,686.00

**Grant Status:**

Active

**QPR Contact:**

Jennifer Peters

**Estimated PI/RL Funds:**

\$0.00

**Total Budget:**

\$3,717,686.00

**Disasters:****Declaration Number**

FEMA-1757-DR-KY

FEMA-1746-DR-KY

FEMA-1802-DR-KY

**Narratives****Disaster Damage:**

COMMONWEALTH OF KENTUCKY  
 AMENDED ACTION PLAN FOR  
 CDBG 2008 DISASTER RECOVERY FUNDS

U.S. Department of Housing and Urban Development  
 Docket No. FR-5256-N-01  
 Federal Register: February 13, 2009 (Volume 74, Number 29)

and

U.S. Department of Housing and Urban Development  
 Docket No. FR-5337-N-01  
 Federal Register: August 14, 2009 (Volume 74, Number 156)

This Amended Action Plan will be used by the state to guide the distribution of \$3,556,802 (net of Administration) of CDBG funds for the necessary expenses related to disaster relief, long-term recovery and restoration of infrastructure, housing and economic revitalization in Presidential declared disaster areas and additional Disaster Recovery Enhancement Fund (DREF) allocations that the state will receive for eligible activities that qualify for an additional allocation from the DREF. The amendment is in response to the U.S. Department of Housing and Urban Development's Additional Allocations and Waivers Granted to and Alternative Requirements for 2008 Community Development Block Grant (CDBG) Disaster Recovery Grantees provided in Federal Register/Volume 74, No. 156, Docket No. FR-5337-N-01. To maximize the state's additional allocation, the Amended Action Plan provides for an additional eligible activity allowed under DREF.

**THE EFFECT OF THE DISASTERS AND KENTUCKY'S RECOVERY NEEDS**

The magnitude of the effects of the 2008 disasters on the Commonwealth has been among the worst in its history. Fifty-Six different counties out of one hundred twenty have been included in a least one of the three presidentially declared disasters. Some counties have had multiple declarations.

DR-1746 a major disaster occurred in twenty three counties as a result of intense thunderstorms, straight-line winds, flash flooding and tornadoes. This resulted in a number of fatalities and a total of 754 residences impacted with a total individual assistance cost estimate of \$3,728,000.

DR-1757 a major disaster declaration was requested for public assistance in seventeen counties as a result of strong thunderstorms which produced tornadoes, floods, hail, mudslides and landslides which resulted in over \$5,080,000 of estimated damages.

DR-1802 another major disaster declaration was made after the state was struck with strong surface winds from the remnants of Hurricane



Ike. Thirty-six counties were declared eligible for public assistance after a total damage estimate of more than \$17 million was made. It was determined that a disaster of such severity and magnitude was beyond the effective response capabilities of the Commonwealth and affected local governments as a result, federal assistance was necessary.

#### FEDERAL AND STATE RESPONSES TO DATE

From the first disaster incident (DR-1746), the federal and state governmental agencies have worked well in providing funds to the areas that desperately needed assistance. Their cooperation has resulted in the timely provision of assistance to local governments and individuals in the impacted areas. FEMA has provided over \$3.6 million in individual assistance and millions in public assistance, which was matched with funds from the Commonwealth of Kentucky.

FEMA's response to the disasters has been met by a renewed and energetic response by Kentucky's Emergency Management agency team. There is a new emphasis in getting funds to local units of government and individuals thereby setting in motion efforts for quick recovery.

#### CONSULTATION WITH LOCAL GOVERNMENTS

On May 18th DLG solicited feedback from local units of government including the HUD Entitlements in the 56 county area affected by the 2008 disasters by requesting responses to a disaster project survey. Area Development Districts were also consulted for their participation in the survey. In addition, the Area Development District Executive Directors were notified of this funding availability at their annual meeting on May 14, 2009.

The Department for Local Government's Office of Federal Grants is charged with the task of directing the use of funds from the Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (Public law 110-329, approved September 30, 2008).

#### **Recovery Needs:**

##### FEDERALLY DESIGNATED AREAS ELIGIBLE FOR ASSISTANCE

Fifty-six counties have been declared eligible to receive FEMA assistance for the 3 disasters.

##### DESIGNATED COUNTIES FOR DISASTER 1746- FEBRUARY 5-6, 2008

##### KY SEVERE STORMS, TORNADOES, STRAIGHT-LINE WINDS, FLOODING

ALLEN, BATH, HARDIN, MEADE, MERCER, MONROE, MUHLENBERG, SHELBY, ADAIR, CARLISLE, CASEY, ESTILL, FRANKLIN, GRAYSON, METCALFE, MORGAN, HARRISON, NICHOLAS, FAYETTE, SPENCER, HART, HOPKINS, CHRISTIAN

##### DESIGNATED COUNTIES FOR DISASTER 1757-APRIL 3-4, 2008

##### KY SEVERE STORMS, FLOODING, MUDSLIDES, TORNADOES, LANDSLIDES

ANDERSON, CRITTENDEN, FLEMING, FULTON, HANCOCK, HOPKINS, LEWIS, LIVINGSTON, MCLEAN, NICHOLAS, OHIO, SPENCER WOODFORD

##### DESIGNATED COUNTIES FOR DISASTER 1802-SEPTEMBER 14-15-2008

##### KY TROPICAL DEPRESSION IKE

BALLARD, BOONE, BRECKENRIDGE, BULLITT, CALDWELL, CALLOWAY, CAMPBELL, CARLISLE, CARROLL, CRITTENDEN, DAVIS, FULTON, GALLATIN, GRAVES, HANCOCK, HENDERSON, HICKMAN, HOPKINS, JEFFERSON, KENTON, LIVINGSTON, LYON, MARSHALL, MCCracken, MCLEAN, MEADE, MUHLENBERG, OHIO, OLDHAM, SHELBY, TRIGG, TRIMBLE, UNION, WEBSTER

##### AFFECTED ENTITLEMENT COMMUNITIES



PROMOTION OF SHORT TERM/LONG TERM RECOVERY

Short Term Recovery

Kentucky state government has a state level disaster recovery mechanism coordinated through the Department for Military Affairs, for short-term recovery that provides assistance to disaster stricken counties and communities. In the event of an emergency anywhere in the state, the local jurisdictions are responsible for the first response, under the direction of the local Emergency Management Coordinator. The Kentucky Emergency Management agency has regional coordinators to assist locals to determine the level of assistance needed during emergencies. For large scale disaster the Emergency Operations Center at the Department for Military Affairs, is opened and staffed by various state agencies to assist locals with short term response and recovery efforts.

Long Term Recovery

Kentucky consistently promotes land use planning at the local level. The state believes that land use decisions must originate with local government with input from state and federal partners. In response to the flooding, state and federal agencies are providing tools such as enhanced floodplain mapping and mitigation analysis tools to aid local governments in making decision, particularly on home buy-out programs. Once plans are complete, the state is committed to expedite the regulatory requirements under its purview. In addition, with the Disaster Recovery funds, Kentucky is developing a comprehensive planning and assessment tool that will be designed to integrate planning and mitigation project management into a comprehensive solution that supports local planning for mitigation with statewide management capabilities and transparency. The tool will support community planning, economic recovery and preparedness for the individual, including housing, and for the community including utilities and public infrastructure andoca/ol>

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DEMONSTRATION OF PROJECTED UNMET NEEDS

Communities across Kentucky have made land use decisions that have placed many of their residents in vulnerable positions both before and after disastrous events. These land use decisions, while made with the best of intentions, were made without adequate knowledge of the susceptibility faced by residents to the hazards in their environment. As a result of these decisions the greatest unmet need facing Kentucky communities is a full understanding of the current hazards faced by its residents and the long term recovery process that would need to be carried out as a result of a disaster. Kentucky has a vision of providing a comprehensive planning and assessment tool - a community risk profile - that will greatly aid communities in the areas affected by the disasters of 2008 and across the state. The state is working on a system to aid in developing and documenting a comprehensive strategy to address the unmet needs and potential disaster impacts. This community risk profile will provide a comprehensive review of community vulnerability and a risk matrix linked to potential solutions. This tool, referred to as the My Risk, is envisioned to be an online, web-enabled tool that will complement and work in tandem with the recent production of the Commonwealth Hazards Assessment & Mitigation Planning System (CHAMPS). The CHAMPS tool is designed to integrate planning and mitigation project management into a comprehensive solution that supports local planning to identify and to bring resources to bear for unmet recovery needs. The My Risk component proposed would extend the capabilities of CHAMPS by integrating community incident and disaster specific data with each community's vulnerability index. The My Risk tool would become a focal point for the Commonwealth's new long-term Community Recovery Council and would provide extensive support to local and regional Long Term Community Recovery efforts. The My Risk tool would support community planning, economic recovery and disaster preparedness for the individual, for all aspects of a community including housing, businesses and public infrastructure. This first-in-the-nation effort will allow a community to construct a database of current unmet needs and prioritize those needs with potential solutions, grant funding options and mitigation strategies. The My Risk tool will support local modeling to completely describe the community, link data sets to geospatial modeling capabilities, coordinate responsibilities, meet public awareness expectation and link directly to a CHAMPS web portal. No FEMA funding has been received or applied for toward the completion of the My Risk module.

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The CHAMPS repository will house disaster-specific information, eligible mitigation projects, local Long-Term Recovery Strategy plans, and Emergency Management plans that will be used to create an overall comprehensive mitigation plan. By adding the My Risk tool modeling capability, communities will have the ability to completely describe their risks, mitigation strategy, unmet needs and long-term recovery plan and dynamically link both the local, state, and federal leaders in open, facilitated discussions. The DREF category that this activity meets is A.; development and adoption of a forward-thinking land use plan that will guide use of land and subsequent land-use decisions throughout the community and reduces existing or future development in disaster-prone areas. The anticipated start date is August 2010 and the anticipated end date will be December 2011.

METHOD OF DISTRIBUTION

All local units of governments (cities and counties) within the designated 56 county area will be eligible for the Disaster Recovery program, including HUD Entitlements within the affected areas. The state may also directly carry out eligible activities.

Affordable Rental Housing rehab

The state of Kentucky plans to invest \$342,000 to rehab affordable rental housing in the impacted areas. Utilizing CDBG Disaster Recovery funds to rehab affordable rental housing



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in these areas meets a key objective of allowing low to moderate income residents to remain in the community. It is anticipated that the primary National Objective will be benefitting Low-and-Moderate Income persons. If there is a variation, it will be noted for each individual activity.  
Allocation: \$342,000  
Public Facilities, Infrastructure and Emergency Services  
Eligible projects consist of those that address public facilities and infrastructure restoration needs, mitigate public health and safety hazards, or provide for unmet emergency service needs as identified by the local communities.  
Examples include but are not limited to emergency shelter, tornado shelter, emergency operation center, high capacity generators, warning sirens and demolition.  
Applications will be evaluated using the following criteria in a single competitive round:

1. The importance of the project as it relates to the disaster recovery of the applicant;

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2. The percentage of Low-to-Moderate income persons served;

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3. The ratio of persons served to dollars spent.  
It is anticipated that the primary National Objective will be Urgent Need. If there is a variation, it will be noted for each individual activity. Grants will be awarded in 1 competitive funding round. Actual grant amounts are negotiated on a case by case basis and the amount of assistance will dependent upon the factors described above. The maximum grant award will be \$200,000.  
Allocation: \$2,514,802

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Community Development Program  
Eligible projects must meet the requirement of the state's initiative of providing mobile homes with increased ability to sustain high winds without encountering damage, such as tie downs or installation on permanent foundations.  
Applications will be evaluated using the following criteria in a single competitive round:

1. The importance of the project as it relates to the disaster recovery of the applicant;

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2. The percentage of Low-to-Moderate income persons served;

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3. The ratio of persons served to dollars spent.  
It is anticipated that the primary National Objective will be benefitting Low-and-Moderate Income persons. If there is a variation, it will be noted for each individual activity.  
Grants for these Individual Mitigation Measures will be awarded in 1 competitive funding round. Actual grant amounts are negotiated on a case by case basis and the amount of assistance will be dependent upon the factors described above. There is no maximum grant award for Community Development Program.  
Allocation: \$200,000

Forward-Thinking Land-Use Plan  
The state of Kentucky will develop and adopt a comprehensive planning and assessment tool to aid affected communities and communities across the state. This tool will aid Kentucky state government and federal government agencies in developing and documenting a comprehensive strategy to address the potential disaster impact, long-term recovery requirements and subsequent land-use decisions.  
It is anticipated that the primary National Objective will be Urgent Need. If there is a variation, it will be noted for each individual activity.  
Allocation: \$500,000

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Administration  
DLG will set aside \$111,531 of its CDBG Disaster Recovery Funds for payment of costs associated with administering the Program. This constitutes three percent (3%) of the State's CDBG Disaster Recovery administration allocation of 5%. These funds will be used by the Office of Federal Grants for expenses associated with administering its CDBG Program including, direct personal services and fringe benefits of DLG CDBG staff, as well as direct and indirect expenses incurred in the proper administration of the state's program and monitoring activities respective to CDBG grants awarded to units of local government.  
Allocation: \$160,884

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**ANTI-DISPLACEMENT AND RELOCATION**  
Recipients implementing activities identified in this Action Plan are expected to ensure the assistance and protections afforded to any persons or entities under the Uniform Relocation Assistance and Real Property Acquisition Policies (URA) of 1970, as amended and section 104 (d) of the Housing and Community Development Act of 1974 (HCD) as amended.

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**HIGH QUALITY, DURABILITY AND ENERGY EFFICIENCY**  
Any housing activity involving the construction and rehabilitation of multi-family and single-family dwellings must meet all building codes and



standards adopted and enforced by the Commonwealth of Kentucky as well as any local ordinances that exceed the State codes and standards.

All housing activities shall be designed to achieve maximum energy efficiency to the extent that this can be accomplished on a cost-effective basis, considering construction and operating costs over the life cycle of the structure. Efficiency may be demonstrated through design based on LEED, Green Globes, Energy Star and/or other comparable guidelines and rating systems. Historic, aesthetic and local sourced materials shall be afforded value in this analysis.

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**PROVISION OF ADEQUATE, FLOOD-RESISTANT HOUSING FOR ALL INCOME GROUPS THAT LIVED IN THE DISASTER IMPACTED AREAS**

The Commonwealth of Kentucky will utilize a portion of its CDBG supplemental appropriation to mitigate the unmet affordable housing needs in the disaster-impacted communities through rehabilitation. Many impacted communities have convened a long-term recovery committee. An integral responsibility of these committees is developing strategic solutions to address unmet housing needs. Local Continuums of Care have been actively engaged in the long term recovery committees to ensure that the homeless of those affected by flooding have adequate housing and support services.

**ACTION PLAN AMENDMENTS**

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• Addition or deletion of any allowable activity described in the Plan;

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• Change in the planned beneficiaries;

Substantial amendments to the Disaster Recovery Action Plan, if any will be published on the DLG website and emailed to the affected units of local government and will provide for a public comment period. All comments will be considered.

**MONITORING**

DLG will utilize time-tested Commonwealth of Kentucky CDBG Program monitoring policies and procedures for ensuring compliance with federal guidelines. These policies and procedures are consistent with those used by HUD to monitor state-administered and entitlement program. In addition, the Auditor of Public Accounts and HUD frequently perform monitoring or auditing to ensure that DLG is in compliance with state and federal rules and regulations and to assist the state in providing guidance to CDBG recipients. The CDBG Program responds to these independent internal audit functions by modifying internal and external administration of the funding. DLG conducts at least one monitoring visit for every grant project that receives HUD funds, unless staff determines more visits are necessary. The on-site visit is a structured review conducted by DLG staff at locations where project activities are being carried out and project records are being maintained. These visits combine on-site technical assistance with compliance review. The grantee must ensure that all records relating to the award are available at DLG's monitoring.

DLG will use its existing monitoring process to ensure that all contracts funded under this disaster recovery allocation are carried out in accordance with federal and state laws, rules and regulations.

DLG will develop a revised monitoring checklist to include a set of questions designed to address the non-duplication of benefits issue.

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**STEPS THE COMMONWEALTH WILL TAKE TO AVOID OR MITIGATE OCCURRENCES OF FRAUD, ABUSE AND MISMANAGEMENT**

**Administration and Staffing**

DLG's Office of Federal Grants will provide technical assistance to local government grant recipients and undertake administrative and monitoring activities to ensure compliance with applicable federal requirements.

**National Objective**

All activities must meet one of the three national objectives set out in the Housing and Community Development Act (address slum and blight, urgent need or primarily benefit low and moderate income people). At least 50% of the Disaster Recovery funding will be used for activities that meet the national objective of primarily benefiting persons of low and moderate (LMI) income.

**Administrative Costs**

Grantees are strongly encouraged to minimize their administrative costs in order for program activities to be maximized. To promote this goal, the amount of allowable grantee administrative costs will be capped at 2 percent (2%) per project.

**Program Changes through Contract Amendments**

All grantees will be encouraged to carefully plan projects that meet the stated requirements and to specify activities, associated costs and proposed accomplishments and beneficiaries in order to reduce the need for amending contracts. Grantees must notify DLG prior to requesting an amendment or contract modification that affects the budget, activities, beneficiaries or time frame for accomplishing the proposed activities. Substantial amendments may be cause to review the entire application to determine if the project is meeting its stated goals and its timelines.

**Documentation**

The use of the disaster funding is contingent upon certain requirements, both the state and local government will be expected to certify that these requirements will be met or carried out. The chief elected official authorized by the local governing body to apply for funds will be required to certify in writing that the grant will be carried out in accordance with applicable laws and regulations. In addition, local governments will be required to submit or maintain documentation that fully supports the application submitted to the State. Failure to document project need as a result of the disaster(s), or to mitigate the effects of future disasters, will result in an application being declared ineligible. If this discovery is made after a project award, the contract with the local government will be terminated and the local government will have to repay any funds received to that point.

**Reporting**

Each grant recipient must report as to the status of activities undertaken and the funds drawn. This form will be provided by DLG. Additional reporting requirements (i.e., annual audits, contractual obligations and minority business enterprise reports, as applicable) will be specified in the grant agreement.

**Citizen Complaints**

All grantees should establish procedures for responding to citizens' complaints regarding activities carried out utilizing these funds. Citizens should be provided with an appropriate address, phone number and times during which they may submit such complaints. Grantees should provide a written response to every citizen complaint within 15 working days of receipt of the complaint.



## Regulatory Requirements

Grantees must comply with fair housing, nondiscrimination, labor standards, and environmental requirements applicable to the CDBG Program, as follows:

1. Fair Housing: Each grantee will be required to take steps to affirmatively further fair housing; and when gathering public input, planning and implementing housing related activities, will include participation by neighborhood organizations, community development organizations, social service organizations, community housing development organizations and members of each distinct affected neighborhood which might fall into the assistance category of low and moderate income communities.
  2. Nondiscrimination: Each grantee will be required to adhere to the State's established policies which ensure that no person be excluded, denied benefits or subjected to discrimination on the basis of race, color, national origin, religion, sex, familial status, and/or mental handicap under any program funded in whole or in part by federal CDBG funds. Grantees will be required to document compliance with all nondiscrimination laws, executive orders, and regulations.
  3. Labor Standards: Each grantee will be required to oversee compliance with Davis-Bacon labor standards and related laws and regulations. Regulations require all laborers and mechanics employed by contractors and subcontractors of CDBG funded CDBG assisted public works construction contracts in excess of \$2,000, or residential construction or rehabilitation projects involving eight or more units be paid wages not less than those prescribed by the Department of Labor and in accordance with Davis Bacon Related Acts.
  4. Environmental: Specific instructions concerning environmental requirements at (24 CFR Part 58) will be made available to all grantees. Some projects may be exempt from the environmental assessment process, but all grantees will be required to submit a Request for Release of Funds and Certification. Funds will not be released for expenditure until DLG is satisfied that the appropriate environmental review has been conducted. Grantees will not use CDBG disaster recovery funds for any activity in an area delineated as a special flood hazard area in FEMA's most current flood plain maps unless it also ensures that the action is designed or modified to minimize harm to or within the floodplain in accordance with Executive Order 11988 and 24 CFR Part 55.
- All suspected cases of fraud or abuse will be reported to the Auditor of Public Accounts. The Auditor will make a determination on further investigation.

## APPENDIX A: CITIZENS PARTICIPATION AND RESPONSE TO PUBLIC COMMENT

The Draft Supplemental Disaster Action Plan was released for public comment on May 23, 2009. The public comment period for the document ran from May 23, 2009 thru May 31, 2009. The Draft Plan was posted on the website of the Department for Local Government ([www.dlg.ky.gov](http://www.dlg.ky.gov)). The Draft Plan was also emailed to all Area Development Districts, cities and counties in Kentucky. An announcement of the Action Plan's availability was advertised in the following newspapers on May 23, 2009.

The Lexington Herald-Leader

>  
Lexington, KY 40508

The Courier-Journal

>  
Louisville, KY 40201

THERE WERE NO COMMENTS RECEIVED DURING THE PUBLIC COMMENT PERIOD.

## APPENDIX B: CERTIFICATIONS FOR STATE GOVERNMENTS, WAIVER AND ALTERNATIVE REQUIREMENTS

In accordance with the applicable statutes and the regulations governing the consolidated plan and the Supplemental Appropriations Act, 2008, the State certifies that:

- a). The state certifies that it will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the state, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard. (See 24 CFR 570.487 (b)(2).)
- b). The state certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan in connection with any activity assisted with funding under the CDBG program.
- c). The state certifies its compliance with restrictions on lobbying required by 24 CFR Part 87, together with disclosure forms, if required by that Part.
- d). The state certifies that the Action Plan for Disaster Recovery is authorized under state law and that the state and any entity or entities designated by the state possess the legal authority to carry out the program for which it is seeking funds, in accordance with applicable HUD regulations and this Notice.

The following events would require a substantial amendment to the Action Plan. The state certifies that it will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR Part 24, except where waivers or alternative requirements are provided for this grant.



f). The state certifies that it will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 17001u), and implementing regulations at 24 CFR Part 135.

g). The state certifies that it is following a detailed citizens participation plan that satisfies the requirements of 24 CFR 91.115 (except as provided for in notices providing waivers and alternative requirements for this grant), and that each unit of general local government receiving assistance from the state is following a detailed citizen participation plan that satisfies the requirements of 24 CFR 570.486 (except as provided for in notices providing waivers and alternative requirements for this grant).

h). The state certifies that it has consulted with affected units of local government in counties designated in covered major disaster declarations in the nonentitlement, entitlement and tribal areas of the state in determining the method of distribution of funding;

i). The state certifies that it is complying with each of the following criteria:

1) Funds will be used solely for necessary expenses related to disaster relief, long-term recovery and restoration of infrastructure in areas covered by a declaration of major disaster under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) as a result of the recent natural disasters.

2) With respect to activities expected to be assisted with CDBG disaster recovery funds, the action plan has been developed so as to give the maximum feasible priority to activities that will benefit low and moderate income families.

3) The aggregate use of CDBG disaster recovery funds shall principally benefit low and moderate income families in a manner that ensures that least 50 percent of the amount is expended for activities that benefit such persons in the disaster declared area.

4) The state will not attempt to recover any capital costs of public improvements assisted with CDBG disaster recovery grant funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (A) disaster recovery grant funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (B) for purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient CDBG funds (in any form) to cover the assessment.

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k). The state certifies that it has and will require units of general local government that receive grant funds to certify that they have adopted and are enforcing:

1) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

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2) A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location that is the subject of such non-violent civil rights demonstrations within its jurisdiction.

l). The state certifies that each state grant recipient or administering entity has the capacity to carry out disaster recovery activities in a timely manner, or the state has a plan to increase the capacity of any state grant recipient or administering entity that lacks such capacity.

m). The state certifies that it will not use CDBG disaster recovery funds for any activity in an area delineated as a special flood hazard area in FEMA's most current floodplain maps unless it also ensures that the action is designed or modified to minimize harm to or within the floodplain in accordance with Executive Order 11988 and 24 CFR Part 55.

n). The state certifies that it will comply with applicable laws.

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Signature of Authorized Official    Date

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Title

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LEGAL NOTICE OF FILING OF

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THE DISASTER RECOVERY ACTION PLAN

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The Office of Federal Grants, Department for Local Government (DLG) wish to encourage citizens to participate in the development of the Commonwealth of Kentucky's Disaster Recovery Action Plan. DLG is providing the opportunity for citizens to comment of the draft plan, which will be submitted to the U.S. Department of Housing and Urban Development (HUD) on or about June 4, 2009. The Action Plan will set forth the method of distribution of funds for the HUD funded program.



Members of the public, especially persons of low to moderate income, are invited to review the draft plan prior to its submission, from Saturday May 23 thru Sunday 31, 2009, also in person during normal business hours of 8:00 a.m. to 4:30 p.m. EST Monday thru Friday, at the Department for Local Government 1024 Capital Center Drive Suite 340, Frankfort, Kentucky 40601. The draft plan will also be available on the DLG website ([www.dlg.ky.gov](http://www.dlg.ky.gov)).

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Written comments are invited from Saturday, May 23 thru Sunday, May 31, 2009 at the following address:

Disaster Recovery Action Plan

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Office of Federal Grants

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Department for Local Government

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1024 Capital Center Drive, Suite 340

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Frankfort, Kentucky 40601

Additional information may also be obtained from Michael Hale by email [Mike.Hale@ky.gov](mailto:Mike.Hale@ky.gov) or by phone 1-800-346-5606.

The Commonwealth of Kentucky does not discriminate on the basis of race, color, national origin, sex, age, religion or disability, and provides upon request reasonable accommodation, including auxiliary aids and services, to afford an individual with a disability an equal opportunity to participate in all services, programs and activities. The TDD number for the hearing impaired is 1/800-648-6056.

DEPARTMENT FOR LOCAL GOVERNMENT WILL ACCEPT PUBLIC COMMENTS ON THE AMENDED COMMONWEALTH OF KENTUCKY

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ACTION PLAN FOR CDBG 2008 DISASTER RECOVERY FUNDS

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JUNE 22 &ndash; JUNE 29, 2010



The draft Commonwealth of Kentucky Amended Action Plan for CDBG 2008 Disaster Recovery Funds is available for public review and comment. To view click here \_\_\_\_\_, the proposed revisions are highlighted in yellow.

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The Commonwealth of Kentucky Amended Action Plan for CDBG 2008 Disaster Recovery Funds will be available for public review and comment June 22 &ndash June 29, 2010. Written comments will be accepted, addressed and, where applicable, incorporated into the document. A summary of comments will be submitted to HUD.

Those who are hearing-impaired may call TTY 800-648-6056. Please send written comments to Michael Hale, DLG, 1024 Capital Center Drive, Suite 340, Frankfort, Kentucky 40601, by email to [mike.hale@ky.gov](mailto:mike.hale@ky.gov), or by facsimile at 502-573-1519. You may also contact Mr. Hale at (502)573-2382 ext. 262. Equal Housing and Equal Employment Opportunity

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DEPARTMENT FOR LOCAL GOVERNMENT WILL ACCEPT PUBLIC COMMENTS ON THE AMENDED COMMONWEALTH OF KENTUCKY

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ACTION PLAN FOR CDBG 2008 DISASTER RECOVERY FUNDS

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NOVEMBER 23 &ndash; DECEMBER 1, 2010

The draft Commonwealth of Kentucky Amended Action Plan for CDBG 2008 Disaster Recovery Funds is available for public review and comment. To view click here \_\_\_\_\_.

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The Commonwealth of Kentucky Amended Action Plan for CDBG 2008 Disaster Recovery Funds will be available for public review and comment November 23 &ndash; December 1, 2010. Written comments will be accepted, addressed and, where applicable, incorporated into the document. A summary of comments will be submitted to HUD.

Those who are hearing-impaired may call TTY 800-648-6056. Please send written comments to Michael Hale, DLG, 1024 Capital Center Drive, Suite 340, Frankfort, Kentucky 40601, by email to [mike.hale@ky.gov](mailto:mike.hale@ky.gov), or by facsimile at 502-573-1519. You may also contact Mr. Hale at (502)573-2382 ext. 262. Equal Housing and Equal Employment Opportunity

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There were no comments received during this period.

j). The state certifies that the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

The state through the Area Development Districts promotes the adoption of hazard mitigation plans for each local governm/ol>

<b>Overall</b>	<b>This Report Period</b>	<b>To Date</b>
<b>Total Projected Budget from All Sources</b>	N/A	\$3,679,647.00
<b>Total Budget</b>	\$0.00	\$3,679,647.00
<b>Total Obligated</b>	\$0.00	\$3,683,594.00
<b>Total Funds Drawdown</b>	\$56,688.87	\$3,242,208.37
<b>Program Funds Drawdown</b>	\$56,688.87	\$3,242,208.37
<b>Program Income Drawdown</b>	\$0.00	\$0.00
<b>Program Income Received</b>	\$0.00	\$0.00
<b>Total Funds Expended</b>	\$56,688.87	\$3,242,208.37
<b>Match Contributed</b>	\$0.00	\$4,195,310.00



## Progress Toward Required Numeric Targets

Requirement	Required	To Date
Overall Benefit Percentage (Projected)		60.53%
Overall Benefit Percentage (Actual)		56.34%
Minimum Non-Federal Match	\$0.00	\$4,195,310.00
Limit on Public Services	\$557,652.90	\$0.00
Limit on Admin/Planning	\$743,537.20	\$455,207.37
Limit on State Admin	\$185,884.30	\$111,627.39

## Progress Toward Activity Type Targets

Activity Type	Target	Actual
Affordable Rental Housing	\$416,380.83	\$351,481.00

## Progress Toward National Objective Targets

National Objective	Target	Actual
Low/Mod	\$1,858,843.00	\$1,866,245.00

## Overall Progress Narrative:

McLean Co 10D-063 final draw & project completion; Hazel marked as completed; Administration draw #14; DREF administration draw #6; U of L draw #6

## Project Summary

Project #, Project Title	This Report Period	To Date	
	Program Funds Drawdown	Project Funds Budgeted	Program Funds Drawdown
001, Affordable Rental Housing Rehab	\$0.00	\$352,177.00	\$351,481.00
002, Public Facilities, Infrastructure and Emergency Services	\$1,440.00	\$2,568,978.00	\$2,435,520.00
003, Community Development Program	\$0.00	\$200,000.00	\$0.00
004, Forward-Thinking Land-Use Plan	\$53,816.26	\$475,000.00	\$343,579.98
005, Administration	\$1,173.05	\$96,531.00	\$96,531.00
006, DREF Admin	\$259.56	\$25,000.00	\$15,096.39
9999, Restricted Balance	\$0.00	\$0.00	\$0.00
9999, Restricted Balance	\$0.00	\$0.00	\$0.00
DI-10-11D-000-001, State Administration	\$0.00	\$0.00	\$0.00
DI-10-11D-000-002, Local Administration	\$0.00	\$0.00	\$0.00



## Activities

**Project # / Title:** 001 / Affordable Rental Housing Rehab

**Grantee Activity Number:** DI-08-10D-055-001-LMI

**Activity Title:** Affordable Rental Rehab

**Activity Category:**

Affordable Rental Housing

**Project Number:**

001

**Projected Start Date:**

01/31/2011

**Benefit Type:**

Direct Benefit (Households)

**National Objective:**

Low/Mod

**Activity Status:**

Completed

**Project Title:**

Affordable Rental Housing Rehab

**Projected End Date:**

12/30/2013

**Completed Activity Actual End Date:**

**Responsible Organization:**

City of Benton1

**Overall**

**Total Projected Budget from All Sources**

**Apr 1 thru Jun 30, 2014**

N/A

**To Date**

\$93,503.00

**Total Budget**

\$0.00

\$93,503.00

**Total Obligated**

\$0.00

\$93,503.00

**Total Funds Drawdown**

\$0.00

\$93,503.00

**Program Funds Drawdown**

\$0.00

\$93,503.00

**Program Income Drawdown**

\$0.00

\$0.00

**Program Income Received**

\$0.00

\$0.00

**Total Funds Expended**

\$0.00

\$93,503.00

**Match Contributed**

\$0.00

\$0.00

**Activity Description:**

Install a permanently fixed generator for building to insure continued habitation of building. During the storm the elderly apartment residents were without power for an extended period of time because of the failure of the power system to perform adequately.

**Location Description:**

1009 Main Street Benton, Kentucky 42025

**Activity Progress Narrative:**



## Accomplishments Performance Measures

	This Report Period Total	Cumulative Actual Total / Expected Total
# of Properties	0	1/1

	This Report Period Total	Cumulative Actual Total / Expected Total
# of Housing Units	0	28/28
# of Multifamily Units	0	28/28

## Beneficiaries Performance Measures

	This Report Period			Cumulative Actual Total / Expected			
	Low	Mod	Total	Low	Mod	Total	Low/Mod%
# of Households	0	0	0	28/28	0/0	28/28	100.00
# Renter Households	0	0	0	28/28	0/0	28/28	100.00

## Activity Locations

No Activity Locations found.

## Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	

**Project # / Title: 002 / Public Facilities, Infrastructure and Emergency Services**

**Grantee Activity Number: DI-08-10D-043-002-LMI**

**Activity Title: Infrastructure Public Facilities recon**

**Activity Category:**

Rehabilitation/reconstruction of public facilities

**Project Number:**

002

**Projected Start Date:**

01/31/2011

**Benefit Type:**

Area Benefit (Survey)

**National Objective:**

Low/Mod

**Activity Status:**

Completed

**Project Title:**

Public Facilities, Infrastructure and Emergency Services

**Projected End Date:**

06/30/2014

**Completed Activity Actual End Date:**

**Responsible Organization:**

Henderson County Fiscal Court



<b>Overall</b>	<b>Apr 1 thru Jun 30, 2014</b>	<b>To Date</b>
<b>Total Projected Budget from All Sources</b>	N/A	\$42,000.00
<b>Total Budget</b>	\$0.00	\$42,000.00
<b>Total Obligated</b>	\$0.00	\$42,000.00
<b>Total Funds Drawdown</b>	\$0.00	\$42,000.00
<b>Program Funds Drawdown</b>	\$0.00	\$42,000.00
<b>Program Income Drawdown</b>	\$0.00	\$0.00
<b>Program Income Received</b>	\$0.00	\$0.00
<b>Total Funds Expended</b>	\$0.00	\$42,000.00
<b>Match Contributed</b>	\$0.00	\$0.00

**Activity Description:**

Installation of generator for special needs shelter.

**Location Description:**

200 North Main Street Henderson, Kentucky 42420

**Activity Progress Narrative:**

**Accomplishments Performance Measures**

	This Report Period	Cumulative Actual Total / Expected	
	Total	Total	
<b># of Public Facilities</b>	0	1	1

**Beneficiaries Performance Measures**

	Beneficiaries - Area Benefit Survey Method			
	Low	Mod	Total Low/Mod%	
<b># of Persons</b>	100	0	100	100.00

**Activity Locations**

No Activity Locations found.

**Other Funding Sources Budgeted - Detail**

No Other Match Funding Sources Found





**Other Funding Sources**

**Amount**

No Other Funding Sources Found

Total Other Funding Sources

---



**Grantee Activity Number:** DI-08-10D-063-002-LMI  
**Activity Title:** Emergency Services Rehab/recon Public Facilities

**Activity Category:**

Rehabilitation/reconstruction of public facilities

**Project Number:**

002

**Projected Start Date:**

01/31/2011

**Benefit Type:**

Area Benefit (Census)

**National Objective:**

Low/Mod

**Activity Status:**

Completed

**Project Title:**

Public Facilities, Infrastructure and Emergency Services

**Projected End Date:**

06/30/2014

**Completed Activity Actual End Date:**

04/29/2014

**Responsible Organization:**

McLean County Fiscal Court

Overall	Apr 1 thru Jun 30, 2014	To Date
<b>Total Projected Budget from All Sources</b>	N/A	\$148,257.00
<b>Total Budget</b>	\$0.00	\$148,257.00
<b>Total Obligated</b>	\$0.00	\$150,000.00
<b>Total Funds Drawdown</b>	\$1,440.00	\$148,257.00
<b>Program Funds Drawdown</b>	\$1,440.00	\$148,257.00
<b>Program Income Drawdown</b>	\$0.00	\$0.00
<b>Program Income Received</b>	\$0.00	\$0.00
<b>Total Funds Expended</b>	\$1,440.00	\$148,257.00
McLean County Fiscal Court	\$1,440.00	\$148,257.00
<b>Match Contributed</b>	\$0.00	\$0.00

**Activity Description:**

Installation of permanently fixed five sirens and one generator. The generator will be at the County health department and EMS center. The local chamber of commerce has stated how the businesses in their communities do not have television or radios on during working hours and customers and employees are not aware of alerts. Employers looking to relocate and stay in the areas encourage the local government to provide this service to both create and retain jobs in the area.

**Location Description:**

201 East Main Street Calhoun, Kentucky 42327. Also in the rural communities of Buttons Berry, Guffie, Buck Creek, Glenville and Stringtown in McLean County

**Activity Progress Narrative:**

Completed the installation of the sirens in the communities of Buttons Berry, Guffie, Buck Creek, Glenville and Stringtown and the purchase/installation of a generator for the EMS at the local health department.

**Accomplishments Performance Measures**

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Public Facilities	6	6/6



### Beneficiaries Performance Measures

#### Beneficiaries - Area Benefit Census Method

	Low	Mod	Total Low/Mod%	
# of Persons	254	252	969	52.22

### Activity Locations

No Activity Locations found.

### Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	

---



<b>Grantee Activity Number:</b>	<b>DI-08-10D-068-002-LMI</b>
<b>Activity Title:</b>	<b>Emergency Services Public Facilities recon</b>

**Activity Category:**  
Rehabilitation/reconstruction of public facilities

**Project Number:**  
002

**Projected Start Date:**  
01/31/2011

**Benefit Type:**  
Area Benefit (Survey)

**National Objective:**  
Low/Mod

**Activity Status:**  
Completed

**Project Title:**  
Public Facilities, Infrastructure and Emergency Services

**Projected End Date:**  
06/30/2014

**Completed Activity Actual End Date:**  
06/05/2014

**Responsible Organization:**  
City of Hazel

Overall	Apr 1 thru Jun 30, 2014	To Date
<b>Total Projected Budget from All Sources</b>	N/A	\$56,391.00
<b>Total Budget</b>	\$0.00	\$56,391.00
<b>Total Obligated</b>	\$0.00	\$58,595.00
<b>Total Funds Drawdown</b>	\$0.00	\$56,391.00
<b>Program Funds Drawdown</b>	\$0.00	\$56,391.00
<b>Program Income Drawdown</b>	\$0.00	\$0.00
<b>Program Income Received</b>	\$0.00	\$0.00
<b>Total Funds Expended</b>	\$0.00	\$56,391.00
City of Hazel	\$0.00	\$56,391.00
<b>Match Contributed</b>	\$0.00	\$0.00

### Activity Description:

Installation of a permanently fixed emergency siren and generator. The generator for the 641 South water district lift station. During the storm both the rented generator and old siren failed to function adequately. The local chamber of commerce has stated how, the present businesses and the potential businesses being recruited feel it is necessary to have adequate warning of potential disasters and operating city services during power outages, for them to continue to operate.

### Location Description:

City of Hazel, Kentucky 42049 P.O. Box 156

### Activity Progress Narrative:

Completed the installation of the emergency siren and the generator at the lift station

### Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Public Facilities	2	2/2



	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Housing Units	192	192/180
# of Singlefamily Units	192	192/180

## Beneficiaries Performance Measures

# of Persons	Beneficiaries - Area Benefit Survey Method		
	Low	Mod	Total Low/Mod%
	262	179	441 100.00

## Activity Locations

No Activity Locations found.

## Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	

## Project # / Title: 004 / Forward-Thinking Land-Use Plan

**Grantee Activity Number:** DI-08-00D-000-004

**Activity Title:** Disaster Planning

**Activity Category:**

Planning

**Activity Status:**

Under Way

**Project Number:**

004

**Project Title:**

Forward-Thinking Land-Use Plan

**Projected Start Date:**

01/31/2011

**Projected End Date:**

06/30/2014

**Benefit Type:**

Area Benefit (Census)

**Completed Activity Actual End Date:**

**National Objective:**

N/A

**Responsible Organization:**

Department for Local Government2

### Overall

**Total Projected Budget from All Sources**

### Apr 1 thru Jun 30, 2014

N/A

### To Date

\$475,000.00

**Total Budget**

\$0.00

\$475,000.00



<b>Total Obligated</b>	\$0.00	\$475,000.00
<b>Total Funds Drawdown</b>	\$53,816.26	\$343,579.98
<b>Program Funds Drawdown</b>	\$53,816.26	\$343,579.98
<b>Program Income Drawdown</b>	\$0.00	\$0.00
<b>Program Income Received</b>	\$0.00	\$0.00
<b>Total Funds Expended</b>	\$53,816.26	\$343,579.98
Department for Local Government2	\$53,816.26	\$343,579.98
<b>Match Contributed</b>	\$0.00	\$0.00

**Activity Description:**

Development of the Commonwealth Hazard Assessment and Mitigation Planning System which will assist the Long Term Recovery Council to develop and implement a Plan for the recovery of communities across the Commonwealth. Partners in the project include the Kentucky Emergency Management Agency and the University of Louisville's Center for Hazard Research.

**Location Description:**

Commonwealth of Kentucky

**Activity Progress Narrative:**

somke training classes have been held to demonstrate the new comprehensive system

**Accomplishments Performance Measures**

**No Accomplishments Performance Measures found.**

**Beneficiaries Performance Measures**

**Beneficiaries - Area Benefit Census Method**

	<b>Low</b>	<b>Mod</b>	<b>Total Low/Mod%</b>
<b># of Persons</b>	985582	704869	3926781 43.05

**Activity Locations**

**No Activity Locations found.**

**Other Funding Sources Budgeted - Detail**

**No Other Match Funding Sources Found**

**Other Funding Sources**

**Amount**

No Other Funding Sources Found

Total Other Funding Sources

**Project # / Title: 005 / Administration**

**Grantee Activity Number: DI-08-00D-000-005-admin**



## Activity Title: Administration

**Activity Category:**

Administration

**Project Number:**

005

**Projected Start Date:**

01/31/2011

**Benefit Type:**

N/A

**National Objective:**

N/A

**Activity Status:**

Under Way

**Project Title:**

Administration

**Projected End Date:**

06/30/2015

**Completed Activity Actual End Date:****Responsible Organization:**

Department for Local Government2

**Overall****Total Projected Budget from All Sources****Apr 1 thru Jun 30, 2014**

N/A

**To Date**

\$96,531.00

**Total Budget**

\$0.00

\$96,531.00

**Total Obligated**

\$0.00

\$96,531.00

**Total Funds Drawdown**

\$1,173.05

\$96,531.00

**Program Funds Drawdown**

\$1,173.05

\$96,531.00

**Program Income Drawdown**

\$0.00

\$0.00

**Program Income Received**

\$0.00

\$0.00

**Total Funds Expended**

\$1,172.63

\$96,530.58

Department for Local Government2

\$1,172.63

\$96,530.58

**Match Contributed**

\$0.00

\$0.00

**Activity Description:**

Project Administration expense is for state admin only.

**Location Description:**

1024 Capital Center Drive Suite 340 Frankfort, Kentucky 40601

**Activity Progress Narrative:**

administration for April-June

**Accomplishments Performance Measures****No Accomplishments Performance Measures found.**

## Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

## Activity Locations

No Activity Locations found.

## Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

### Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources

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## Project # / Title: 006 / DREF Admin

**Grantee Activity Number:** 001

**Activity Title:** DREF Admin

**Activity Category:**

Administration

**Project Number:**

006

**Projected Start Date:**

08/02/2011

**Benefit Type:**

N/A

**National Objective:**

N/A

**Activity Status:**

Under Way

**Project Title:**

DREF Admin

**Projected End Date:**

06/30/2014

**Completed Activity Actual End Date:**

**Responsible Organization:**

Department for Local Government2

### Overall

**Total Projected Budget from All Sources**

### Apr 1 thru Jun 30, 2014

N/A

### To Date

\$25,000.00

**Total Budget**

\$0.00

\$25,000.00

**Total Obligated**

\$0.00

\$25,000.00

**Total Funds Drawdown**

\$259.56

\$15,096.39

**Program Funds Drawdown**

\$259.56

\$15,096.39

**Program Income Drawdown**

\$0.00

\$0.00

**Program Income Received**

\$0.00

\$0.00

**Total Funds Expended**

\$259.98

\$15,096.81

    Department for Local Government2

\$259.98

\$15,096.81





**Match Contributed**

\$0.00

\$0.00

**Activity Description:**

Admin for forward thinking land use plan

**Location Description:**

Frankfort, Kentucky

**Activity Progress Narrative:**

administration for April- June

**Accomplishments Performance Measures**

**No Accomplishments Performance Measures found.**

**Beneficiaries Performance Measures**

**No Beneficiaries Performance Measures found.**

**Activity Locations**

**No Activity Locations found.**

**Other Funding Sources Budgeted - Detail**

**No Other Match Funding Sources Found**

**Other Funding Sources**

**Amount**

No Other Funding Sources Found

Total Other Funding Sources

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**Monitoring, Audit, and Technical Assistance**

<b>Event Type</b>	<b>This Report Period</b>	<b>To Date</b>
Monitoring, Audits, and Technical Assistance	0	20
Monitoring Visits	0	17
Audit Visits	0	0
Technical Assistance Visits	0	2
Monitoring/Technical Assistance Visits	0	7
Report/Letter Issued	0	20

