



Texas Community Development Block Grant Program

2025 Colonia Fund – Construction Program

Application Guide – Community Application

For assistance: CDBGApps@TexasAgriculture.gov

Table of Contents

Application Guide – Community Application	2
TxCDBG Goals and Requirements.....	2
TxCDBG Application Process Update.....	2
Timeline of Application Process	2
Community Development Fund Goals and Requirements.....	3
Eligible Applicants.....	3
Eligible Project Area	4
Eligible Project Activities.....	5
Ineligible Project Activities.....	6
Application Acceptance.....	6
Steps in Community Application Process	6
Step 1: Create application in TDA-GO	6
Step 2: Develop community needs list	7
Step 3: Adopt the necessary local governing body resolution committing to the grant application	8
Resolution: Community Commitment	8
Step 4: Complete and submit the Community Application in TDA-GO	8
Scoring Criteria	8
Additional Program Information	10
Appendix A – Community Application Public Participation	11
Required Format - Application Resolution	11
Appendix B – Community Application Scoring Elements	12
Appendix C – Community Application TDA-GO Instructions.....	12
Appendix D: TxCDBG Activity Code Reference Table	13

Application Guide – Project Application	2
Timeline of Application Process	2
Steps in Project Application Process	3
Step 1: Project Team Selection	3
Application Preparer/Grant Administrator/Project Engineer	3
Pre-Agreement Option	3
Step 2: Schedule and publicize public hearing	3
Step 3: Conduct public hearing	5
Step 4: Schedule initial consultation	Error! Bookmark not defined.
Step 5: Select Project(s)	5
Step 6: Develop Project Documentation	6
Project Beneficiaries	6
Project Maps	8
Project Costs	9
Documentation of Match	9
Financial Capacity	13
Evidence of Active SAM Registration	13
Step 7: Publish Notice of Application Activities	13
Step 8: Complete and submit application forms in TDA-GO	14
Signatory Resolution	14
Local Certifications	15
Application Completeness	16
False Information on Applications	16
Appeals Process	17
General CDBG Federal Requirements	18
Fair Housing Activities	18
Minority Participation/Local Opportunity	18
Build America Buy America	18
Conflict of Interest	19
Federal Funding Accountability and Transparency Act (FFATA)	20
Appendix E: Project Application Public Participation Form and Document Samples	21
Required Format - Public Hearing Notice	21
Required Format – Notice of Application Activities	21
Sample Public Hearing Script	22

Required Format - Signatory Resolution..... 23

Application Guide – Community Application

TxCDBG Goals and Requirements

The goal of the Texas Community Development Block Grant (TxCDBG) Program is to develop viable communities by providing decent housing and a suitable living environment, as well as by expanding economic opportunities, principally for persons of low-to-moderate income. In awarding funding pursuant to Texas Government Code, Section 487.351(c), the Texas Department of Agriculture (TDA) shall give priority to eligible activities in the areas of economic development, community development, and rural health to support workforce development.

The objectives of the TxCDBG Program are:

1. To improve public facilities to meet basic human needs, principally for low- to moderate-income persons;
2. To improve housing conditions, principally for persons of low-to-moderate income;
3. To expand economic opportunities by creating or retaining jobs, principally for low-to-moderate income persons; and
4. To provide assistance and public facilities to eliminate conditions hazardous to the public health and of an emergency nature.

TxCDBG Application Process Update

TDA has recently implemented a two stage application process:

- Community Application: an initial application is submitted containing basic information required to determine a community’s TxCDBG eligibility and to calculate scores for competitive grants. No project-specific commitments are required at this time.
- Project Application: Applicants whose Community applications scored within funding range will be invited by TDA to submit a Project Application with complete project information.

Timeline of Application Process

Task/Step	Date to Complete
Community Application	
TDA releases Community Application	September 20, 2024
Community Application webinar	September 24, 2024 & November 19, 2024
Adopt local governing body resolution(s)	December 9, 2024
Complete and submit TDA-GO Community Application	December 9, 2024
Project Application – key dates	
TDA invites highest scoring communities to complete Project Applications	Approx. January 6, 2025
Conduct public hearing	February 17, 2025
Submit application in TDA-GO	June 30, 2025

Colonia Fund Construction Program Goals and Requirements

The Colonia Fund: Construction (CFC) Program provides funding for improvements in colonia communities to address basic human needs.

Community Application Due Date	December 9, 2024, 11:59 p.m. C.T.
Grant Amount	\$1,000,000
Minimum Match Amount	\$0
National Program Objective	Benefit for Low- to Moderate-Income Persons
Application Method	Applications will be accepted online via the TDA-GO! grant management system. The system may be accessed by navigating to https://tda-go.intelligrants.com/ .

Eligible Applicants

To be eligible to apply for and to receive funding under the TxCDBG Program, a community must meet all of the following criteria, in accordance with Title 24, Part 570 of the Code of Federal Regulations and Title 4, Part 1, Chapter 30, Subchapter A, Section 30.4 of the Texas Administrative Code (TAC), and TxCDBG program requirements:

- 1) Qualify as a unit of general local government (UGLG).
An UGLG is a city, county, town, township, village, or other general purpose political subdivision of the state, or as otherwise defined in 42 U.S.C. §5302. Special purpose political subdivisions are not eligible as TxCDBG applicants.
- 2) Qualify as a non-entitlement community.
Only communities NOT identified as part of the federal CDBG entitlement program may apply for TxCDBG funding. Entitlement communities are listed in Appendix B Community Application Scoring Elements. Municipalities located within an entitlement county may elect to participate with either the county program or the state non-entitlement program, but not both, for each three-year period; please contact the entitlement county to confirm eligibility for the current year.
- 3) Levy and collect a local property tax or local sales tax option in the current fiscal year.
- 4) Meet Progress Thresholds for existing TxCDBG grant agreements.
Applicants must demonstrate current compliance with progress threshold requirements for existing TxCDBG grant awards to be eligible for additional rounds of TxCDBG funding.
 - Mid-Point Progress Threshold: Existing Grant Agreements beginning on or before the date identified in the chart below must have satisfied all Group B requirements prior to the Community Application due date.
 - Final Progress Threshold: Existing Grant Agreements beginning on or before the date identified in the chart below must be completed and have submitted both the Project Completion Report (PCR) and the final payment request prior to the Community Application due date.
 - Where the Community Application due date falls between the date of an existing grant agreement's original end date and the date the Project Completion Report is due, TDA

will initially accept a Community Application and will assess compliance with the Final Progress Threshold on the date the PCR become due.

Details regarding documentation for meeting these thresholds can be found in the TxCDBG Project Implementation Manual.

Fund Category	Mid- Point Progress Threshold applies if Grant Start Date is at least:	Final Progress Threshold applies if Grant Start Date is at least:
Community Development Fund (CDV)	12 months prior to due date (12/9/2023)	24 months prior to due date (12/9/2022)
Downtown Revitalization Program (CDM)	12 months prior to due date (12/9/2023)	24 months prior to due date (12/9/2022)
Colonia Fund (CFC and CEDAP, excluding CSH)	12 months prior to due date (12/9/2023)	24 months prior to due date (12/9/2022)
FAST Fund (CFA)	9 months prior to due date (3/9/2024)	18 months prior to due date (6/9/2023)
State Urgent Need Fund (CSU)	9 months prior to due date (3/9/2024)	12 months prior to due date (12/9/2023)
Pilot Projects: <ul style="list-style-type: none"> • Rural Economic Development • FAST Rural Outreach & Wellness Program 	n/a	n/a

Fund Specific Eligibility

- 1) An eligible applicant for the CFC Program must be a county within 150 miles of the Texas-Mexico border that:
 - is NOT part of a metropolitan statistical area with a population exceeding 1,000,000;
 - has adopted; and
 - is participating in the TxCDBG 2022 Colonia Planning and Needs Assessment.

All or part of the following counties are located within 150 miles of the Texas-Mexico border and have confirmed their participation in the Colonia Fund programs:

Bee; Blanco (Part); Brewster; Brooks; Cameron; Concho (Part); Crane; Crockett; Culberson; Dimmit; Duval; Ector; Edwards; El Paso; Frio; Gillespie (Part); Glasscock (Part); Goliad (Part); Hidalgo; Hudspeth; Irion; Jeff Davis; Jim Hogg; Jim Wells; Kenedy; Kerr; Kimble; Kinney; Kleberg; La Salle; Live Oak; Loving;; Maverick; McMullen; Menard; Midland (Part); Nueces; Pecos; Presidio; Real; Refugio; Runnels (Part); San Patricio; Schleicher; Starr ;Sterling (Part); Sutton; Terrell; Tom Green; Upton; Uvalde; Val Verde; Ward; Webb; Willacy; Winkler (Part); Zapata; Zavala

Hidalgo County, while a designated CDBG urban county, is eligible for Colonia Set-Aside funding.

Eligible Project Area

Although the Community Application does not identify a specific project for potential funding, the Applicant should understand the requirements for an eligible project area that will satisfy program requirements. If selected for funding, the Applicant will be invited to submit a Project Application that identifies a project from within the eligible areas of the county.

For the CFC Program, an eligible project area must meet the required definition for a colonia. Under the TxCDBG Program, a "colonia":

- is an identifiable community;
- is unincorporated;
- is located within 150 miles of the Texas-Mexico border;
- has existed as a colonia prior to the date of enactment of the Cranston-Gonzalez National Affordable Housing Act (November 28, 1990); and
- is defined by a set of criteria, which includes:
 - lack of potable water supply;
 - lack of adequate sewage systems; and/or
 - lack of decent, safe, and sanitary housing.

Colonias are often identified by an “M number” issued by the Texas Water Development Board.

Eligible Project Activities

The 2024 TxCDBG Community Application does not require identification of a specific project or activity. The following information is provided in order for communities to understand the type of projects that may be considered for communities if/when invited by TDA to submit a Project Application.

All activities funded through the CFC Program must be designed exclusively for the benefit of colonia residents and must meet the National Program Objective of Benefit to Low- to Moderate-Income Persons. Generally, this means that the work will be constructed within the established boundaries of the colonia community AND the beneficiaries are primarily colonia residents. Reference TxCDBG Guide to National Program Objective for detailed guidance on eligible activities.

Primary Project Activities

If/When the Applicant is invited to prepare a full Project Application, the project selected must dedicate a minimum of **51% of all grant funds** to one or more of the following activities:

- water system improvements;
- sewer system improvements; and/or
- housing rehabilitation.

Additional Project Activities

The Project Application may also identify additional activities that meet the needs of colonia residents and cumulatively do not exceed 49% of the total grant funding. Grant administration and engineering services in support of all project activities will be included in this calculation as non-primary activities. Reference TxCDBG Guide to National Program Objective for detailed guidance on eligible activities.

In accordance with §487.354 of the Texas Government Code, a community that receives TxCDBG money targeted toward street improvement projects in eligible colonia areas must allocate not less than five percent (5%) but not more than 15 percent (15%) of the total amount of targeted money to providing financial assistance to colonias within the community to enable the installation of adequate street lighting in those colonias if street lighting is absent or needed.

Associated Activities

- Grant administration; and
- Engineering services.

Ineligible Project Activities

In general, any type of activity not described or referred to in Section 105(a) of the Housing and Community Development Act of 1974 (HCDA), as amended, is ineligible for TxCDBG funding. Specific ineligible activities under the TxCDBG Program include:

- Construction of buildings and facilities used for the general conduct of government (e.g., city halls and courthouses). The only exception is for improvements made to these buildings solely to provide complete access for elderly persons and persons with severe disabilities;
- Financing of political activities;
- Purchase of construction equipment;
- Income payments, such as housing allowances;
- Activities in a floodway may be ineligible; see Implementation Manual, Chapter 3 for specific guidance;
- New housing construction; and
- Operation and maintenance expenses of public facilities, improvements and services, including activities identified through the environmental review as maintenance activities.

Application Acceptance

TDA staff will review each submitted Community Application. Completed applications received by the published deadline may be subject to disqualification including, but not limited to, any of the following reasons:

- The Applicant is not a unit of general local government;
- The Applicant is identified as a CDBG Entitlement Program participant;
- The Applicant does not meet the Applicant Threshold Requirements;
- The Community Application does not comply with the requirement to provide a passed/adopted local government resolution authorizing submission of the Community Application;
- The Community Application does not comply with the requirement to fully complete all required forms in the TDA-GO system;
- The Community Application contains false information; or
- The Applicant does not respond, refuses to respond, or does not provide an adequate response to requests for revisions or additional information within the prescribed timeline.

In addition, Community Applications for the CFC Program may be subject to disqualification for the following reasons:

- The Applicant is not a county that meets the criteria for the Colonia Set-Aside.

Complete and eligible Community Applications will be scored by TDA staff, and cumulative scores will be posted to the TDA website for public review.

Steps in Community Application Process

Step 1: Create application in TDA-GO

TxCDBG Community Applications will only be accepted online through the TDA-GO grant management system.

TDA-GO can be accessed by navigating to <https://tda-go.intelligrants.com/>

For assistance creating a new account for an individual person and/or community, refer to [How to Register New Users and Organizations](#) in the TxCDBG Project Implementation Manual.

To initiate a grant application in TDA-GO:

1. Login to TDA-GO and navigate to the **Initiate New Application** panel of the dashboard.
2. Under **Initiate New Application**, click on CDBG – Colonia Fund -Construction - 2025.
NOTE: Only the Authorized Official or local staff Project Director for the applicant community can initiate new applications. TDA staff can also assist with new applications.
3. A brief description and agreement language will appear, review and click “Agree” to continue.
4. The **Document Landing Page** will appear along with four menu sections: Forms, Tools, Status Options, and Related Documents.
 - a. In the **Tools** menu, select **Add/Edit people** to review internal staff assigned to the application or to invite third party users. To request additional individuals to be added to the application, submit a [TxCDBG Support Ticket](#) and TDA staff will assist you.
 - b. In the **Forms** menu, review each page of the Community Application:
 - i. Applicant Contact Information
 - ii. Community Application

Step 2: Develop community needs list

TDA expects each Community Application to identify a list of 10-15 community needs relevant to the community’s participation in the TxCDBG program. If the community is selected for funding, this list will inform the selection of a project for funding, as well as any future amendment requests.

Community needs identified in the TxCDBG Community Application should reflect the priorities of the local government, developed through consultation with local officials and staff as well as existing planning documents developed by the community

For the 2025 TxCDBG Community Application process, a community needs list must outline each of these factors for each need listed:

- Community Need – a broad community need statement that describes the problem.
- Action to Address Need – a brief description of the type of work that would address the associated community need.
- Activity category – select from the dropdown list of activity codes is used to classify the various community needs.

For the Colonia Fund, please identify the name of the colonia community for each identified need.

Examples of Community Needs include:

Community Need	Action to Address Need	Activity Category
Water lines in Sample Colonia are deteriorated resulting is significant water loss	Replace water lines, primarily in area south of the highway	03J
Wastewater treatment plant serving Sample Colonia has deficiencies identified by TCEQ	Upgrade various components of WWTP	03J

Streets in the Sample Colonia are deteriorated	Reconstruct roads in the downtown area and residential neighborhoods	03K
Sidewalks in Sample Colonia are deteriorated and unsafe	Replace sidewalks in multiple locations	03L
Poor drainage leads to flooding and deteriorating infrastructure in the Sample Colonia	Install drainage features to direct stormwater away from buildings and infrastructure	03I or 03K
The Sample Colonia lacks a facility for community programs and local events	Construct a community center	03E

For assistance in determining the appropriate Activity category, contact CDBGApps@texasagriculture.gov

Step 3: Adopt the necessary local governing body resolution committing to the grant application

TxCDBG Community Applications require a resolution from the local governing body (i.e., County Commissioners Court or City Council) authorizing the submission of a Community Application and confirming the community’s commitments related to the program. Failure to comply with this resolution requirement will result in disqualification of the application.

Resolution: Community Commitment

The resolution must:

1. Authorize the submission of a Community Application for funding under the Texas Community Development Block Grant Program;
2. Identify the fund category under which the application is to be considered;
3. Designate the dollar amount of matching funds committed;
4. Commit to, if selected for funding, developing a project that meets programmatic priorities as identified in the Community Application; and
5. Commit to compliance with all federal, state, and program requirements, including environmental review, labor standards, procurement, acquisition of property, civil rights, and administrative requirements.

The required resolution format is found in Appendix A Community Application Public Participation – update the relevant information fields prior to publication.

Step 4: Complete and submit the Community Application in TDA-GO

Complete the application in the TDA-GO system. Additional step-by-step instructions can be found in Appendix C Community Application TDA-GO Instructions.

The completed application must be submitted in TDA-GO. Under **Status Options**, select **Submit Application** to complete this final step.

Scoring Criteria

The table below describes the criteria used by TDA for scoring Community Applications. Locate the name of your community on each source document listed below to review the scoring data:

Scoring Element	Maximum Points	Source – see Appendix B
Previous Funding	50	TxCDBG Grant History report
Number of Identified Colonia Communities	20	TxCDBG Colonia Inventory
Total Points	70	

The following table provides more detailed guidance on how the scores are calculated using the data provided:

Previous Funding (50 Points):	
Awarded based on TxCDBG records of awards issued for the Colonia Fund: Construction Program (CFC) for Grant Years 2024-2026	
Applicant has received 0 CFC awards in the designated programs years	50 Points
Applicant has received 1 CFC award in the designated programs years	0 Points

Number of Identified Colonia Communities (maximum of 20 Points):	
Awarded based on the number of colonia communities in the county issued “M numbers” by the Texas Water Development Board as of January 2024. See Appendix B for complete list.	
Calculated by dividing the total number of colonia communities in the county by the total number of colonia communities in the CFC eligible area (2,626 colonias), then multiplying by 50.	

Tie Breaker
In the event of a tie, applicants shall be ranked starting with the lowest median household income. Data Source: Most recently available ACS 5-Year Estimate, Table DP03.
If a tie still exists after applying the first criteria, then applications shall be ranked starting with the highest unemployment rate. Data Source: Table DP03

Additional Program Information

While no action is required for the Community Application for the below items, Applicants should be aware of the federal, state, and program requirements that must be implemented if the community is selected for funding. These requirements include, but are not limited to:

- Competitive Procurement – Administration Services and Engineering Services;
- National Environmental Policy Act (NEPA) and related Environmental Review;
- Uniform Relocation Assistance and Real Property Acquisition Act (URA);
- Competitive Procurement – Construction Services / Materials;
- Davis-Bacon Act and related Labor Standards;
- Single Audit requirements;
- Fair Housing and Civil Rights requirements;
- Uniform Administrative Requirements and Cost Principles; and
- Housing and Community Development Act and related CDBG regulations, including the National Program Objective.

Details on TxCDBG grant management and program requirements can be found in the [TxCDBG Project Implementation Manual](#).

Appendix A – Community Application Public Participation

Required Format - Application Resolution

RESOLUTION

A RESOLUTION OF THE COMMISSIONERS COURT OF [COMMUNITY NAME], TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COLONIA FUND CONSTRUCTION PROGRAM.

WHEREAS, the Commissioners Court]of the County of [Community Name] desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, it is necessary and in the best interests of the County of [Community Name] to apply for funding under the Texas Community Development Block Grant Program;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF [COMMUNITY NAME], TEXAS,

1. That a Texas Community Development Block Grant Program application for the Colonia Fund Construction Program is hereby authorized to be filed on behalf of the City with the Texas Department of Agriculture, and to be placed in competition for funding under the Colonia Fund Construction Program.
2. That the County of [Community Name] commits to dedicating no less than 51% of grant funds for activities identified by the state as Colonia Fund Priority Activities, including water improvements, wastewater improvements, and housing rehabilitation.
3. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.
4. That the County of [Community Name] is committing to provide \$xx,xxx.00 in matching funds toward the application's activities, with the specific usage and funding source to be determined prior to any award of grant funding.

Passed and approved this ____ day of _____, 20__.

[Name, Title]
[City/County] of [Community Name], Texas

[Name Title]
[City/County] of [Community Name], Texas

Appendix B – Community Application Scoring Elements

[Click here to access Appendix B](#)

Appendix C – Community Application TDA-GO Instructions

[Click here to access Appendix C](#)

Appendix D: TxCDBG Activity Code Reference Table

Code	Description
01	<p>Acquisition of Real Property Acquisition of real property that will be developed for a public purpose. Use code 01 for the CDBG-funded purchase of real property on which, for example, a public facility or housing will be constructed.</p> <p>When CDBG funds are used to:</p> <ul style="list-style-type: none"> • acquire a public facility that will be rehabilitated with CDBG funds and continue to be used as a public facility, assign the appropriate 03* code. • acquire housing that will be rehabilitated, use code 14G.
02	<p>Disposition of Real Property Costs related to the sale, lease, or donation of real property acquired with CDBG funds or under urban renewal. These include the costs of temporarily maintaining property pending disposition and costs incidental to disposition of the property.</p>
03A	<p>Senior Centers Acquisition, construction, or rehabilitation of facilities (except permanent housing) for seniors. 03A may be used for a facility serving both the elderly and the handicapped, provided it is not intended primarily to serve persons with handicaps. If it is, use 03B instead. For the construction of permanent housing for the elderly, use code 12; for the rehabilitation of such housing, use the appropriate 14* code.</p>
03D	<p>Youth Centers Acquisition, construction, or rehabilitation of facilities intended primarily for young people aged 13 to 19. These include playground and recreational facilities that are part of a youth center. For the acquisition, construction or rehabilitation of facilities intended primarily for children aged 12 and under, use 03M; for facilities for abused and neglected children, use 03Q.</p>
03E	<p>Neighborhood Facilities Acquisition, construction, or rehabilitation of facilities that are principally designed to serve a neighborhood and that will be used for social services or multiple purposes (including recreational). Such facilities may include libraries and public schools.</p>
03F	<p>Parks, Recreational Facilities Development of open space areas or facilities intended primarily for recreational use.</p>
03G	<p>Parking Facilities Acquisition, construction, or rehabilitation of parking lots and parking garages. Also use 03G if the primary purpose of rehabilitating a public facility or carrying out a street improvement activity is to improve parking. If parking improvements are only part of a larger street improvement activity, use 03K.</p>
03I	<p>Flood Drainage Improvements Acquisition, construction, or rehabilitation of flood drainage facilities, such as retention ponds or catch basins.</p> <p>Do not use 03I for construction/rehabilitation of storm sewers, street drains, or storm drains. Use 03J for storm sewers and 03K for street and storm drains.</p>

<p>03J</p>	<p>Water/Sewer Improvements Installation or replacement of water lines, sanitary sewers, storm sewers, and fire hydrants. Costs of incidental street repairs (usually repaving) made necessary by water/sewer improvement activities are included under 03J.</p> <p>For water/sewer improvements that are part of:</p> <ul style="list-style-type: none"> • more extensive street improvements, use 03K (assign 03K, for example, to an activity that involves paving six blocks of Main Street and installing 100 feet of new water lines in one of those blocks). • a housing rehabilitation activity, use the appropriate 14* matrix code. • flood drainage facilities, use 03I.
<p>03K</p>	<p>Street Improvements Installation or reconstruction of streets, street drains, storm drains, curbs and gutters, tunnels, and bridges. May also include, when performed in conjunction with street reconstruction and unless restricted by the Application Guide:</p> <ul style="list-style-type: none"> • curbs and gutters, • traffic lights/signs, and • street lighting, and/or street signs.
<p>03L</p>	<p>Sidewalks Improvements to sidewalks. Also use 03L for sidewalk improvements that include the installation of trash receptacles, lighting, benches, and trees.</p>
<p>03M</p>	<p>Child Care Centers Acquisition, construction, or rehabilitation of facilities intended primarily for children age 12 and under. Examples are daycare centers and Head Start preschool centers.</p> <p>For the construction or rehabilitation of facilities for abused and neglected children, use 03Q. For the construction or rehabilitation of facilities for teenagers, use 03D.</p>
<p>03O</p>	<p>Fire Stations/Equipment Acquisition, construction, or rehabilitation of fire stations and/or the purchase of fire trucks and emergency rescue equipment.</p>
<p>03P</p>	<p>Health Facilities Acquisition, construction, or rehabilitation of physical or mental health facilities. Examples of such facilities include neighborhood clinics, hospitals, nursing homes, and convalescent homes. Health facilities for a specific client group should use the matrix code for that client group. For example, use 03Q for the construction or rehabilitation of health facilities for abused and neglected children.</p>
<p>03</p>	<p>Other Public Facilities and Improvements Do not use this code unless an activity does not fall under a more specific 03* code. This code includes is for activities that assist persons with disabilities by removing architectural barriers from or providing ADA improvements to government buildings (activities that otherwise would not be eligible for CDBG funding).</p>
<p>04</p>	<p>Clearance and Demolition Clearance or demolition of buildings/improvements, or the movement of buildings to other sites.</p>
<p>05D</p>	<p>Youth Services Services for young people aged 13 to 19 that include, for example, recreational services limited to teenagers and teen counseling programs.</p>

	<p>When CDBG funds are used for:</p> <ul style="list-style-type: none"> • counseling programs that target teens but include counseling for the family as well, use 05D; • For services for children aged 12 and under, use 05L; • For services for abused and neglected children, use 05N.
05L	<p>Child Care Services Services that will benefit children (generally under age 13), including parenting skills classes. For services exclusively for abused and neglected children, use 05N.</p>
05M	<p>Health Services Services addressing the physical health needs of residents of the community. For mental health services, use 05O.</p>
05R	<p>Homeownership Assistance (not direct) Homeowner downpayment assistance provided as a public service. If housing counseling is provided to those applying for downpayment assistance, the counseling is considered part of the 05R activity.</p> <p>Assistance provided under 05R must meet the low/mod housing national objective. Therefore, unless the assistance is provided by an 105(a)(15) entity in a CRSA, it is subject to the public service cap and only low/mod households may be assisted. If the assistance is provided by a 105(a)(15) in a CRSA, the housing units for which CDBG funds are obligated in a program year may be aggregated and treated as a single structure for purposes of meeting the housing national objective (that is, only 51% of the units must be occupied by LMI households). For more extensive types of homeownership assistance provided under authority of the National Affordable Housing Act, use code 13.</p>
05U	<p>Housing Counseling Housing counseling for renters, homeowners, and/or potential new homebuyers that is provided as an independent public service (i.e., not as part of another eligible housing activity).</p>
05	<p>Other Public Services Do not use this code for public services activities unless an activity does not fall under a more specific 05* code. Examples of legitimate uses of this code are referrals to social services, neighborhood cleanup, graffiti removal, and food distribution (community kitchen, food bank, and food pantry services).</p>
06	<p>Interim Assistance Only for activities undertaken either to:</p> <ul style="list-style-type: none"> • Make limited improvements (e.g., repair of streets, sidewalks, or public buildings) intended solely to arrest further deterioration of physically deteriorated areas prior to making permanent improvements. • Alleviate emergency conditions threatening public health and safety, such as removal of tree limbs or other debris after a major storm.
08	<p>Relocation Relocation payments and other assistance for permanently or temporarily displaced individuals, families, businesses, non-profit organizations, and farms.</p>
14A	<p>Rehab: Single-Unit Residential Rehabilitation of privately owned, single-unit homes.</p>
14A	<p>Rehab: Single-Unit Residential Water Services First-time yardlines/service connections.</p>

14A	Rehab: Single-Unit Residential Sewer Services First-time yardlines/service connections and on-site sewage facilities.
14B	Rehab: Multi-Unit Residential Rehabilitation of privately owned buildings with two or more permanent residential units. For the rehabilitation of units that will provide temporary shelter or transitional housing for the homeless, use 03C.
14C	Rehab: Public Housing Modernization Rehabilitation of housing units owned/operated by a public housing authority (PHA).
14D	Rehab: Other Publicly Owned Residential Buildings Rehabilitation of permanent housing owned by a public entity other than a PHA. For the rehabilitation of other publicly owned buildings that will provide temporary shelter or transitional housing for the homeless, use 03C.
14H	Rehab: Administration All delivery costs (including staff, other direct costs, and service costs) directly related to carrying out housing rehabilitation activities. Examples include appraisal, architectural, engineering, and other professional services; preparation of work specifications and work write-ups; loan processing; survey, site, and utility plans; application processing; and other fees. Do not use 14H for the costs of actual rehabilitation and do not use it for costs unrelated to running a rehab program (e.g., tenant/landlord counseling). For housing rehabilitation administration activities carried out as part of general program administration (and thus not required to meet a national objective), use code 21.
15	Code Enforcement Salaries and overhead costs associated with property inspections and follow-up actions (such as legal proceedings) directly related to the enforcement (not correction) of state and local codes. For the correction of code violations, use the appropriate rehabilitation code.
16A	Residential Historic Preservation Rehabilitation of historic buildings for residential use.
16B	Non-Residential Historic Preservation Rehabilitation of historic buildings for non-residential use. Examples include the renovation of an historic building for use as a neighborhood facility, as a museum, or by an historic preservation society.
18A	Economic Development: Direct Financial Assistance to For-Profits Financial assistance to for-profit businesses to (for example) acquire property, clear structures, build, expand or rehabilitate a building, purchase equipment, or provide operating capital. Forms of assistance include loans, loan guarantees, and grants. With one exception, a separate 18A activity must be set up for each business assisted. The exception is an activity carried out under 570.483(b)(4)(vi), for which job aggregation is allowed.
19C	CDBG Non-Profit Organization Capacity Building Activities specifically designed to increase the capacity of non-profit organizations to carry out eligible community revitalization or economic development activities. Such activities may include providing technical assistance and specialized training to staff.
20	Planning Program planning activities, including the development of comprehensive plans (e.g., a consolidated plan), community development plans, energy strategies, capacity building, environmental studies, area neighborhood plans, and functional plans.

	<p>Unless otherwise stated in the application guide, planning activities require development of a community-wide, comprehensive plan that includes at a minimum</p> <ul style="list-style-type: none"> • Base mapping, • Land use analysis, • Housing and population analysis, • Financial analysis for capital improvements and • System mapping, review of current conditions, and evaluation for compliance with relevant minimum standards for at least three (3) of the following planning elements: <ul style="list-style-type: none"> ○ Utility systems, ○ Storm drainage systems, ○ Transportation systems, ○ Parks and recreation facilities, ○ Zoning Ordinances, or ○ Subdivision Ordinances. <p>Requests for special planning studies must document the specific need for the activity and TDA reserves the right to negotiate this element in the application and/or award stage, including requiring additional matching funds.</p>
<p>21A</p>	<p>General Program Administration</p> <p>Overall program administration, including (but not limited to) salaries, wages, and related costs of grantee staff or others engaged in program management, monitoring, and evaluation. Also use 21A to report the use of CDBG funds to administer Federally designated Empowerment Zones or Enterprise Communities.</p> <p>For CDBG funding of HOME admin costs, use 21H; for CDBG funding of HOME CHDO operating expenses, use 21I.</p>

For a more comprehensive list of activity codes, go to:
<https://files.hudexchange.info/resources/documents/Matrix-Code-Definitions.pdf>



Texas Community Development Block Grant Program

2025 Colonia Fund – Construction Program

Application Guide – Project Application

For assistance: CDBGApps@TexasAgriculture.gov

Application Guide – Project Application

TxCDBG Application Process Update

TDA has recently implemented a two-stage application process:

- **Community Application:** an initial application was submitted containing basic information required to determine a community’s TxCDBG eligibility and to calculate scores for competitive grants. No project-specific commitments were required for this stage.
- **Project Application:** Applicants whose Community Applications score within funding range have been invited by TDA to submit a Project Application with complete project information.

Timeline of Application Process

Applicants must adhere to the following timeline. Failure to meet these milestones may result in disqualification of the Project Application.

Task/Step	Date to Complete
Community Application	
TDA released Community Application	September 20, 2024
Adopted local governing body resolution(s)	December 9, 2024
Submitted TDA-GO Community Application	December 9, 2024
Project Application	
TDA invites highest scoring communities to complete Project Applications	Approx. January 6, 2025
Training webinar: procurement of administration and engineering services	to be announced
Administration and engineering services recommended to be awarded	February 3, 2025
Publicize notice of public hearing (72 hours notice)	February 14, 2025
Conduct public hearing	February 17, 2025
TDA staff available to discuss project feasibility and application requirements	--
Submit Basic Project Information for TDA Approval	April 2, 2025
Complete Project Application forms in TDA-GO	--
Publish notice of application availability	June 25, 2025
Adopt revised local governing body resolution, if additional matching funds commitments are required	June 30, 2025
Submit complete application in TDA-GO	June 30, 2025
TDA review of Project Application	July – Oct 2025
Award Kick-Off Meetings and Site Visits	Oct – Dec 2025
Anticipated Grant Award date	November 2025
Anticipated Grant Agreement start date	February 1, 2026

Steps in Project Application Process

Step 1: Project Team Selection

Application Preparer/Grant Administrator/Project Engineer

An Applicant may procure services prior to the submission of the application to assist in the preparation of the application and/or to provide engineering/architectural or administration services needed for grant management purposes if the application is funded. However, costs for application preparation are not eligible for matching funds or reimbursement with TxCDBG funds.

For services to be paid through grant funds, the Applicant must follow the procurement guidelines included in the most recent TxCDBG Implementation Manual to contract for such services. For services to be paid through matching funds, TDA strongly recommends that Applicants follow the same procurement guidelines. Following those guidelines will ensure a competitive process and compliance with all applicable state and federal requirements. See the [“Conflict of Interest”](#) section of this Guide for important information about the timing of this procurement.

Pre-Agreement Option

Applicants have the opportunity to request a pre-agreement option in which TxCDBG may reimburse funded applicants for certain administrative and/or engineering costs incurred prior to the Grant Agreement start date. TDA will notify the Grant Recipient if, in its sole discretion, the agency declines the pre-agreement option request.

If the requested pre-agreement option is approved, TDA will allow Grant Administration Services and Engineering Services to begin incurring costs on December 9, 2024. This means that the Project Team may begin work and incur costs, such as preparation of the environmental review and preliminary engineering, during the period required for TDA’s review of the submitted Project Application and award of grant funds. Such costs are allowable only to the extent that they would have been allowable if incurred after the start date of the TxCDBG Grant Agreement and only with the written approval of TDA. **All existing grant rules apply to the pre-agreement period; see TxCDBG Project Implementation Manual for details or contact TDA staff for additional clarification.**

By submitting a TxCDBG Project Application, the Applicant commits to not begin work other than grant administration and/or engineering work or otherwise complete the proposed project until the grant is approved by TDA. If a documented situation occurs endangering public safety and this timeline is no longer feasible, please contact TDA immediately to discuss the options available. Failure to do so will result in disqualification of the Applicant’s Project Application at TDA’s sole discretion.

Step 2: Schedule and publicize public hearing

Prior to the submission of an application for TxCDBG funds, each applicant must hold at least one public hearing to solicit input on future project selection. The applicant must provide community residents with at least 72 hours’ notice of the upcoming hearing using a public notice.

The hearing must be conducted between July 1, 2024, and February 17, 2025. **Failure to complete the public hearing by February 17, 2025, will result in cancellation of the Project Application.**

Public hearing notices under this section must be issued and documented in **one** of the following ways:

1. Publish the notice in a newspaper of general circulation;
 - Documentation must be clear, readable, and complete, including the publication text, title, date of publication, name of the newspaper, and page number.
 - Documentation may consist of:
 - A clear picture or photocopy of the full newspaper page showing all required information without the page being cut or folded,
 - A newspaper tear sheet,
 - A newspaper clipping or photocopy of the notice supported by a publisher's affidavit (Form A101 in the TxCDBG Project Implementation Manual).

OR

2. Post the notice in at least two public places including the courthouse/city hall and a second location within the community;
 - Notices must be posted in locations accessible to the general public at the time of the posting and include all required information in English and any other appropriate language(s) per the recipient's Limited English Proficiency (LEP) plan. See *TxCDBG Project Implementation Manual, Chapter 10 Civil Rights*.
 - Clear photographs showing the location of the public posting(s) are required.
 - The postings must be supported by affidavit (Use Form A101 in TxCDBG Implementation Manual).

OR

3. Post the notice in at least two public places including one at the courthouse/city hall and one on the Grant Recipient's website.
 - Notices must be posted in locations accessible to the general public at the time of the posting and include all required information in English and any other appropriate language(s) per the recipient's Limited English Proficiency (LEP) plan. See *TxCDBG Project Implementation Manual, Chapter 10 Civil Rights*.
 - Clear photographs showing the location of the public posting(s) are required.
 - Screen shots of the website posting with the computer date stamp visible must be provided as documentation of the posting.
 - The postings must be supported by affidavit (Use Form A101 in TxCDBG Implementation Manual).

In addition to the public hearing notices above, written notification of the public hearing must be sent to local organizations that provide services or housing for low-to-moderate income persons residing in the jurisdiction.

- a. Organizations including the local Public Housing Authority, the local Health and Human Services office, the local Mental Health and Mental Retardation office, and other local service providers such as Faith-Based organizations, must receive written notification concerning the date, time, location and topics to be covered at the public hearing.
- b. If the service provider serving the jurisdiction's residents is located within the community, then that office should receive the notification but if a local office is not located in the community, then the regional office location that serves the jurisdiction's residents should receive the notification.

- c. Applicants must provide a list of the local service providers that received written notification of the public hearing. Copies of the written notifications must be retained by the applicant and will be reviewed by TDA staff during site visits.

Applicants should ensure that public notices are published on or before the correct days allowing sufficient time for publication and public hearing issues to be resolved rather than just prior to submitting the application.

The public hearing and public hearing notice must comply with the Public Participation requirements, as described in the TxCDBG Project Implementation Manual, Chapter 1 *Administration and Reporting*. The format for the public hearing notice is provided in Appendix E Project Application Public Participation and Forms and Document Samples.

Step 3: Conduct public hearing

Prior to the submission of an application for TxCDBG funds, each applicant must hold at least one public hearing to solicit input on future project selection. The public hearing must address the following topics:

- The development of housing and community development needs, including—
 - Current supply of affordable housing and past efforts to increase supply,
 - Current social services available to residents and what needs and/or populations remain underserved, and
 - Current condition of public infrastructure (water/sewer/streets/drainage/accessibility/etc.) and efforts to improve these conditions;
- The anticipated funding opportunities for which the needs identified through this process may be considered, including —
 - Name of funding opportunity,
 - Anticipated amount of funding available, and
 - Whether the proposed funding will meet the national objective of benefit to low-to-moderate income persons;
- The community's need for any eligible activities under the Texas Community Development Block Grant Program;
- The community's use of past TxCDBG grant funds, if applicable; and
- The plans of the locality to minimize displacement of persons and to assist persons actually displaced as a result of activities assisted with TxCDBG funds, if applicable.

A sample script to be used for the public hearing is provided in Appendix E.

Minutes or notes from the public hearing discussion must be retained in local files. Any community needs identified through the public hearing or other public input may be added to the TDA-GO Additional Community Needs page.

Step 4: Select Project(s)

Projects proposed in the Project Application must meet the following requirements:

- Project activities must meet the Colonia Fund requirements described in the previously accepted Community Application.
- Projects must be developed using the community needs identified in the previously accepted Community Application and/or the public hearing and other public participation opportunities. Any

project not supported by one or both of these methods will not be considered for the grant application or any future amendment requests.

- Project activities must be eligible for CDBG funding (see Appendix D TxCDBG Activity Code Reference Table)
- Projects must benefit an area that is primarily residential in nature, including projects with community-wide benefit.
- Projects must meet the National Program Objective to benefit primarily low- to moderate-income persons. Reference TxCDBG Guide to Meeting a National Program Objective for detailed guidance on eligible activities.

The Applicant may select multiple projects, and must fully document each Benefit Area (i.e. a specific TxCDBG activity in a specific location or target area). Up to six (6) Benefit Areas can be accommodated in a single application.

TDA staff are available for initial consultation with Applicants to discuss the feasibility of projects under consideration and provide technical assistance regarding project eligibility, service area identification, and other concerns. Requests can be made by emailing CDBGapps@TexasAgriculture.gov.

Step 5: Complete Basic Project Information for TDA Approval

Applicants must complete the Basic Project Information section of the TDA-GO Project details page and provide sufficient information – including a project description, map(s) of the service area, a description of how the residents of the identified service area will benefit from the proposed improvements, and a plan to document the national program objective – for TDA staff to determine the project’s feasibility.

Basic Project Information section must be completed no later than April 2, 2025, for the application to continue.

TDA reserves the right to require consultation with Grant Applicants to provide feedback and specific technical assistance.

After TDA review of this information, the checkbox at the bottom of this page will be selected which confirms TDA’s approval of the proposed project. Additional fields will appear after this step and should be completed following instructions provided in Appendix C.

Step 6: Develop Project Documentation

Submitted Project Applications must propose project(s) that are fully developed. The proposed project scope cannot be changed after the application deadline, unless at the direction of TDA staff. TDA will not approve a change in project scope based on changing priorities of the local government.

Placeholder applications submitted with the intent of securing funding but lacking substance regarding actual locations and project details will be considered incomplete and are subject to disqualification. Applications must justify any amount requested in the application and the amount requested is subject to review.

Colonia Designation

Each application activity must provide benefit to residents of a colonia that is eligible under the Cranston Gonzales Act.

Documentation of colonia community eligibility shall be provided through the completion of the Colonia Identification and Needs Assessment report for the colonia(s) benefitting from the proposed project. With TDA staff assistance, Applicants will be expected to coordinate with the planning service provider that is conducting the Colonia Identification and Needs Assessment in their jurisdiction.

Clear documentation of a colonia's eligibility will include:

1. Documentation of colonia existence prior to November 28, 1990.
2. Documentation of colonia proximity to U.S.-Mexico border
3. Documentation of colonia's geographic location and boundaries
4. Summary of colonia's current conditions including potable drinking water supply, sewage systems, and inventory of decent, safe and sanitary housing.

Project Beneficiaries

All activities funded through the CFC Program must be designed exclusively for the benefit of colonia residents. Generally, this means that the work will be constructed within the established boundaries of the colonia community AND the beneficiaries are primarily colonia residents.

The reported beneficiaries for public improvements must include colonia residents AND any residents outside of the colonia boundaries that will also benefit from the improvements, so that TDA can evaluate the entire service area for eligibility.

If work is proposed outside of colonia boundaries, the Applicant must demonstrate that:

- The work is necessary to adequately serve the colonia residents;
- The proposed location and scope of the work is the most reasonable and efficient option available; and
- The non-colonia beneficiaries do not exceed ten (10) housing units or 25% of the total beneficiaries, whichever is less.

Under no circumstances will grant or match funding be used for housing rehabilitation or other private property improvements not located within a colonia community.

For the Colonia Fund Construction Program, a community must meet the Low/Moderate Income NPO as per the Texas Administrative Code. The project must meet all requirements to document one of the following for each activity:

- LMI Area Benefit;
- LMI Housing Benefit; or
- LMI Limited Clientele benefit (requires TDA approval prior to passage of the local resolution).

An activity that addresses the NPO of principally benefiting low-to-moderate income persons must provide documentation as to the income status of those persons (also called beneficiaries). Low to moderate income individuals are those whose income is 80% or less of the area median family income (AMFI). Clear documentation of an applicant's beneficiary identification method must be received with the application.

- HUD's Low-Moderate Income Summary Data (LMISD) may be used to document beneficiaries within a specific Census geography. To obtain a Census map of a specific area, visit the [HUD LMISD Mapping Application](#).
- Use of door-to-door surveys is an acceptable method for documenting beneficiary income levels. Refer to the agency website at <https://www.texasagriculture.gov> for a copy of the most recent **Survey Methodology Manual** and required survey forms. Use the survey method to document beneficiaries for projects that have a small benefit area or for proposed project activities with a

service area that cannot be “reasonably delineated” by standard census geographic areas (Place, Census Tract, Block Groups).

Additional information regarding documentation for National Program Objectives can be found in the **TxCDBG Guide to Meeting a National Program Objective**.

Inaccurate or incomplete documentation of beneficiaries will result in disqualification of the application.

In addition to the basic eligibility requirements, TDA must evaluate each Project Application to determine if the project is feasible and reasonable. The Grant Applicant must request approval no later than June 2, 2025, to include any benefit area that:

- Includes a vacancy rate of 30% or greater, and/or
- Proposes an activity with a cost per beneficiary of \$20,000 or more.

Project Maps

Maps are a key component in determining the eligibility of a project. All required maps must clearly identify the location of the work to be performed.

Each application for TxCDBG funding must include a project map(s), which clearly shows all of the following information on the same map:

- The boundaries of the applicant’s jurisdiction;
- Location(s) of the benefit area(s); and
- Location(s) of all proposed project activities (e.g., sewer/water lines, lift stations, street pavement, water storage tanks, water wells, wastewater treatment plants, public facility improvements, etc.)

The applicant, with the advice of the project engineer, is responsible for identifying the benefit area based on appropriate criteria independent of income documentation.

Example: The benefit area of a project to improve sewer main trunk lines includes all residents of property whose sewer collection lines flow into the new or replaced trunk lines en route to the treatment plant – even if the project qualifies to document beneficiaries based on LMISD data, the benefit area based on the collection lines, as defined in the Guide to Meeting a National Program Objective, must be clearly identified on each map separately from the boundaries of the census geography.

Applicants using HUD-Census-based data (LMISD) to document project beneficiaries must provide a map(s) that clearly shows all of the following information on the same map:

- Census geographic areas (e.g., census tracts, block numbering areas, block groups) used to document project beneficiaries, including clearly legible numbering for each geography;
- Location(s) of the benefit area(s); and
- Location(s) of all proposed project activities (e.g., sewer/water lines, lift stations, street pavement, water storage tanks, water wells, wastewater treatment plants, public facility improvements, etc.).

In addition, applicants requesting a project within a floodplain should submit a FEMA Flood Map with the project location identified. If this map documents that any part of the project is located in a flood way, the applicant must provide evidence that the project is eligible for consideration in accordance with 24 CFR §55.1(c). Maps are available at <https://msc.fema.gov>

Maps must be reproducible. Care should be taken in copying maps so that project activities designated by a colored mark are still identifiable.

Applicants are advised to note any property owners who may be in and/or adjacent to the project area to ensure that no potential conflict of interest exists. (See the “*Conflict of Interest*” section of this Guide) Identification of property owners is not required to be noted or submitted with the application, but failure to identify potential conflicts of interest may be subject to the sanctions described in the “*False Information on Applications*” section of this guide.

Project Costs

The Project Application must provide an estimate of project costs to support the grant requests. All work necessary to complete the project and meet the national program objective must be included in the project costs and may not be excluded from the proposal for convenience.

The program can fund only the actual, allowable, and reasonable costs of the proposed project, and may not exceed these amounts. For all projects awarded under the TxCDBG program, TDA and the applicant will agree upon the final award amount and TDA will assign the eligible costs to either grant or matching funds. At no time will the final award exceed the amount originally requested in the application.

Grant funds may be used for the following costs in support of eligible TxCDBG program activities up to the maximum amount below – if actual cost exceeds this amount, matching funds will be assigned to these costs:

- Maximum Total Grant Request – \$1,000,000
- Minimum Match Commitment – The amount of local funds committed by the Applicant in the previously accepted Community Application. In limited circumstances TDA may, in its sole discretion, proportionally reduce the local matching funds for applications not requesting the maximum grant funds allowable. TDA will not pro-rate the matching funds committed if the Applicant requests less than the maximum grant funds primarily to reduce the local matching funds invested.
- General Administration – up to \$60,000 or 10% of the total grant funds requested, whichever is less.
- Engineering Services – up to \$85,000 or 12% of the total grant funds requested, whichever is less.
- Projects with less than \$350,000 in eligible costs will not be funded.

Documentation of Match

While other resources are strongly encouraged, the commitments for a community’s local matching funds must be fully documented as to source, type, use, and minimum dollar amount before they can be considered in the scoring of an application.

The following guidelines serve to clarify the type of match acceptable under the Texas Community Development Block Grant Program. Acceptable types of match can be any of the following:

1. Cash, including contracted services and materials purchases (see Chapter 5 of the TxCDBG Project Implementation Manual);
2. In-kind personnel services/equipment use (see Chapter 8 of the TxCDBG Project Implementation Manual);
3. On hand materials or supplies;
4. Donated land; or
5. Any combination of the above.

Basic Principles of Match Funds

All work necessary to complete the project and meet the national program objective must be included in the application project costs, and the Applicant must commit sufficient funds to complete all such project costs. Any anticipated costs that exceed the maximum grant amount will be committed as 'matching funds', and the Applicant may not exclude costs from the application for convenience or to avoid or reduce a formal matching funds commitment.

TxCDBG applicants commit to a minimum amount of matching funds in the Community Application. If the estimated project costs in the Project Application exceed the sum of the maximum grant amount and the previously authorized matching funds commitment, the local governing body (i.e., City Council or Commissioners Court) must adopt an updated application resolution committing sufficient funds to account for all estimated project costs. The updated match commitment will be used to calculate the contractual matching funds ratio for the grant agreement.

Funds expended prior to the application deadline will not count as matching funds.

Match funds are valid only if committed for activities proposed for funding with TxCDBG funds and the match will be used in the same benefit areas as the TxCDBG funds, or the match will be used for activities that are directly related to supporting the activities proposed for TxCDBG funding.

Example #1 - An applicant proposes a water line replacement project in two different benefit areas. TxCDBG funds will finance the improvements in one benefit area and the applicant's match will be used to finance the improvements in the other benefit area. The applicant had already budgeted local funds for the water improvements in the applicant financed benefit area and did not claim any of the persons located in this benefit area as project beneficiaries. This match would not be considered because it is not committed to the TxCDBG financed benefit area beneficiaries, nor is it committed to the proposed TxCDBG-funded water improvements.

Example #2 - An applicant proposes water line replacement and street paving activities in the same benefit area and proposes that TxCDBG funds finance the water improvements and the applicant's match will finance the street paving improvements. Even though the match is committed to the same benefit area, this match would not be considered because the match is not committed to the TxCDBG-funded water activity. The applicant could complete the street paving improvements without TxCDBG funds.

Example #3 - An applicant proposes water line replacement and street paving activities in the same benefit area and proposes that TxCDBG funds finance 80% of water improvements costs and 50% of the street paving costs. The applicant's match will finance the remaining 20% and 50% of these activities. The applicant's match is allowed because it is committed to the same benefit area and activities proposed for TxCDBG funding.

Example #4 - An applicant proposes a sewer system improvements project that includes acquisition of easements and a site for a lift station. TxCDBG funds will finance 100% of the sewer system construction improvements and the applicant's match will finance 100% of the acquisition, engineering, and administrative costs related to the delivery of the construction improvements. This match is considered allowable because the acquisition, engineering and administrative costs are directly related to the TxCDBG funded sewer construction activity.

Example #5 –An applicant proposes to provide first-time water service in a project area where 90% of the households are low-to moderate-income households. Only applicant's (or other entity's) funds in support of rehabilitation activities benefiting low- to moderate- income

households are considered matching funds. Any applicant's (or other entity's) funds used to provide first-time water service to the 10% non-low-to moderate-income households are NOT acceptable as matching since they do not support an eligible TxCDBG activity.

All resources committed in an application and considered in the scoring of that application must be provided if the project is selected for funding. If these resources are not made available, the locality may be subject to the sanctions described in the "*False Information on Applications*" section of this guide. **If a grant is awarded, the matching funds committed in the grant application will be included in the grant agreement, establishing a contractual match ratio used to calculate the maximum amount of grant funds to be disbursed for actual costs.**

Additionally, the use of other funds (e.g., federal, state, or local) in conjunction with TxCDBG funds generally triggers a series of compliance requirements that might not be applicable if those funds were to be used independently. These requirements include but are not limited to environmental review, labor standards, real property acquisition (including easements), prohibition of special assessments, and financial management procedures.

Source of Match

Local Resources

Local government resource commitments must be made in the form of a Resolution from the City Council or County Commissioners Court. This resolution should indicate, at a minimum, the type of resource (e.g., land, labor, materials, money, etc.) and the source, a minimum dollar value to be provided, and for what purpose(s) this resource will be used. Please note that local match can only be counted for expenditures, which would not occur if the proposed application is not funded, except for local funds expended for consultant engineering and administrative services.

Resource commitments provided by other local entities (e.g., public housing authority, special utility districts, private financial institutions or other similar sources leveraging loan funds with a local housing rehabilitation program or other TxCDBG-eligible activity) must be documented in a letter signed by a person authorized by that entity to make such a commitment. This letter should identify the type of resource, a minimum dollar value, and for what purpose this resource will be used. Applicants who are unsure about the eligibility of a commitment from other local entities should contact TDA staff.

Other State or Federal Resources Commitments for other State or Federal funds (e.g., Texas Water Development Board, USDA) must be supported by a grant/loan offer, grant award letter, etc., signed by a person authorized to make such a commitment for that agency for an activity directly related to activities included in the TxCDBG funding request. Evidence of State or Federal funding must include identification of the resource, a minimum dollar value, and the purpose for which this resource will be used. These resources cannot have been expended before the application is submitted.

United States Department of Agriculture Rural Development (USDA-RD): TxCDBG will accept matching funds from the USDA-RD Programs for TxCDBG applications only if the applicant has submitted the preliminary application for the USDA-RD grant or loan matching funds to USDA prior to the TxCDBG application deadline.

Texas Water Development Board (TWDB): TxCDBG will accept matching funds from the TWDB programs for TxCDBG applications only if the applicant has submitted the preliminary application or the required questionnaire for the TWDB grant or loan matching funds to the TWDB prior to the TxCDBG application deadline.

Commitments of State or Federal funds not restricted to a particular project (e.g., American Rescue Plan Act funds) must be supported by documentation of the amount of such assistance provided to the community AND a letter signed by the local authorized official confirming that the funds have not and will not be dedicated to any purpose other than the TxCDBG project while the application is pending.

Non-Cash Match

Non-cash match is acceptable only if the applicant has used an acceptable and reasonable method to document the value of the match. Except for cash match, the applicant must provide an attachment/schedule to the Engineer's Budget Justification, which shows how the value of each type of match was determined. The following documentation is acceptable:

Force Account Labor (in-kind service)

The value of force account labor match must be based on the estimated TxCDBG grant-related construction hours to be worked by force account workers and the hourly wages to be paid and cannot be based on labor costs estimated through the bid/contract method.

The applicant must provide an attachment/schedule that shows how the value of the match was determined (number of estimated grant-related construction hours multiplied by the hourly wage rates paid for each worker). Documentation regarding this information should be included.

Administration/Engineering (in-kind service)

The value of in-kind administration and engineering match must be based on the estimated TxCDBG grant-related hours to be worked by administrative/engineering staff and the hourly wages or salary to be paid and cannot be based on a percentage of the project cost method or on an estimated cost of the service(s) if an administrative/engineering consultant(s) were hired.

The applicant must provide an attachment/schedule that shows how the value of the match was determined. The schedule should include the estimated grant-related staff-work hours multiplied by the hourly wages or salary to be paid and the estimated value of other TxCDBG-eligible administration/engineering costs (e.g., materials, supplies, bonding, postage, audits, plans/specifications, construction mapping, etc.). If you are unsure about the eligibility of any administrative or engineering costs, please contact TDA staff for a determination.

Equipment Use (in-kind)

To document the value of the match by use allowance, the applicant may use equipment hourly rates and mileage rates established by the Federal Emergency Management Agency.

To document the value of estimated in-kind equipment use match based on a use allowance, the applicant may use equipment hourly rates and mileage rates established by the Federal Emergency Management Agency.

Depreciation value may be used only if the equipment is not already fully depreciated and the schedule is based on acquisition cost. The applicant must provide an attachment/schedule that shows how the value of the match was determined.

If determining value by use allowance, the schedule must include a list of the equipment (including the capacity or size of the equipment), the hourly use rate or mileage rate, and the number of estimated hours or miles that each piece of equipment will be used on project related activities.

If determining value based on depreciation, the schedule must include a list of the equipment, the depreciation schedule, and the acquisition cost of each piece of equipment.

On Hand Materials and Supplies

The value of materials/supplies to be provided by the applicant, and already owned by the applicant, must be based on the purchase price of the materials/supplies at the time of purchase and cannot be based on the current purchase price of such materials and supplies.

The applicant must provide an attachment/schedule that shows how the value of the match was determined. The schedule must include a list of the materials/supplies to be provided by the applicant, the number of units and the unit price acquisition cost of each material/supply.

Donated Land

The value of certain property that is necessary and donated for the project may be claimed as matching funds as long as the donated property changes hands, i.e., a city cannot donate property to itself as a match. The value of easements, rights-of-way, property associated with existing locations for the same infrastructure system, or similar property donation will not be considered as matching funds.

The value of land donations of public or private property must be based on an independent appraisal report establishing the fair market value or on the purchase price of the property at the time of purchase.

Either way, the value claimed must be based on the amount of property actually needed for the project (e.g., the applicant cannot claim the value for a 200-acre tract of land if only one acre is needed for the project).

The applicant must provide the appraisal report or deed of purchase establishing the value of the property needed for the project.

Financial Capacity

TxCDBG Applicants must demonstrate the financial capacity necessary to be responsible for grant funding. In lieu of a copy of the community's annual audit as required by the Texas Local Government Code, an Applicant must complete TDA's Financial Management System Self-Assessment (FMSSA) for risk analysis prior to the release of grant funds. If determined to be necessary, conditions may be included in the Grant Agreement to ensure appropriate financial management capacity. These conditions may be as modest as additional documentation of authority, or as significant as a requirement to allow a third-party local government to manage grant financials for high-risk communities.

Evidence of Active SAM Registration

TxCDBG applicants must demonstrate an active registration in the System for Award Management (SAM) to be eligible for funding. The applicant shall include a screenshot from the SAM website at <https://sam.gov> verifying the entity's registration is active. Applicants without evidence of an active SAM registration are ineligible to receive HUD funds and will be disqualified.

Step 7: Publish Notice of Application Activities

Applicants must provide reasonable advance public notice of the availability of a proposed Project Application to afford affected citizens an opportunity to review the application's contents to determine the degree to which they may be affected and submit comments on the proposed activities. TDA

recommends making copies of the proposed Project Application available at libraries, government offices, and public places.

1. The Applicant must issue a public notice that includes the following information:
 - The TxCDBG fund categories for which applications will be submitted;
 - The amount of TxCDBG funds requested;
 - A short description of the proposed project activities;
 - The locations of the project activities included; and
 - The location and hours when the application will be available for public review.
2. The public notice of a Project Application availability must be issued:
 - After a complete copy of the application, including all attachments, has been prepared and made available for public review;
 - After adoption of the local government resolution authorizing the submission of the application; and
 - At least five (5) days prior to the submission of an application for TxCDBG funds.
3. The Applicant must publicize and document the public notice utilizing one of the acceptable methods outlined in Chapter 1, Section 1.1.5 of the TxCDBG Project Implementation Manual.
4. In the preparation of the final Project Application, the community shall consider comments and views received related to the proposed application and may, if appropriate, modify the final application prior to submission of the application to TDA. The final Project Application shall be made available to the public.

TDA recommends verifying that the public notices are published on the correct days, as well as allowing sufficient time for potential publication issues to be resolved rather than completing these steps just prior to submitting the application.

The required format for the application submission notice is provided in Appendix E Project Application Public Participation Forms and Document Samples.

Step 8: Complete and submit application forms in TDA-GO

Signatory Resolution

TxCDBG applications and grant agreements require a resolution from the local governing body (i.e., City Council) authorizing specific individuals and/or positions to take action on behalf of the community.

The language of the resolution must, at a minimum, include all provisions of Appendix E Project Application Public Participation Forms and Document Samples:

1. Designate a person(s) (e.g., City Administrator or Mayor) who will be authorized to execute documents in conjunction with the application, and any resulting grant agreement, and
2. Designate a person(s) (e.g. Finance Director or City Secretary) who will be authorized to execute financial documents, including payment requests, in conjunction with the application, and any resulting grant agreement.

Once the Signatory Resolution is adopted and submitted to TDA, the community may continue to rely on the same resolution for subsequent TxCDBG applications. The community may provide an updated resolution at any time as local needs change.

The format for the signatory resolution is provided in Appendix E Project Application Public Participation Forms and Document Samples. To review the resolution, if any, currently accepted in TDA-GO, see the Organization Profile or the Organizational Compliance – Reference Attachment document.

Local Certifications

By certifying and submitting a TxCDBG application, the Applicant affirms that it has adhered to the Local Certifications included in this application guide in the preparation of any TxCDBG application. Adherence to these certifications must be ongoing in the event that the application is successful.

With respect to the expenditure of funds provided under a Texas Community Development Block Grant agreement, each TxCDBG Grant Recipient is required to certify that:

1. It will minimize displacement of persons as a result of activities assisted with such funds.
2. The program will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§2000d et seq.) and the Fair Housing Act (42 U.S.C. §§3601-20), and that it will affirmatively further fair housing, as specified by TDA.
3. It will provide opportunities for citizen participation, hearings and access to information with respect to its community development programs, and that it is following the TxCDBG Citizen Participation Plan.
4. It will not attempt to recover any capital costs of public improvements assisted, in whole or in part, with such funds by assessing any amount against properties owned and occupied by persons of low-to-moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements unless: (A) such funds are used to pay the proportion of such fee or assessment related to the capital costs of such public improvements that are financed from revenue sources other than such funds; or (B) for purposes of assessing any amount against properties owned and occupied by persons of low-to-moderate income who are not persons of very low income, the Grant Recipient certifies that it lacks sufficient funds under this agreement to comply with the requirements of clause (A).
5. It will comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and Federal implementing regulations at 49 CFR Part 24, and the requirements of section 570.606 including the following of a residential anti-displacement and relocation assistance plan, as specified by TDA, in the event that displacement of residential dwellings will occur in connection with a project assisted with TxCDBG funds.
6. It has adopted or will adopt and enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations and enforce applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within its jurisdiction.
7. To the best of the TxCDBG Grant Recipient's knowledge and belief, no Federal appropriated funds have been paid or will be paid, by or on behalf of the TxCDBG Grant Recipient, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
8. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the TxCDBG Grant

Recipient shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

9. The TxCDBG Grant Recipient must require that the language of this certification be included in the award documents for all sub-awards at all levels (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

Application Completeness

Applications considered incomplete, noncompliant with program requirements, or received late will be disqualified. Applications lacking information necessary to determine eligibility of the activity or compliance with TxCDBG and Federal program requirements will be disqualified.

Applications may be subject to disqualification for reasons including, but not limited to, any of the following:

- The project is located in, or substantially benefits, an entitlement area, including the extraterritorial jurisdiction of an entitlement city;
- The application contains ineligible activities, and any remaining eligible activities do not meet the minimum grant amount;
- The application proposes projects that do not conform to the regional project priority commitments identified in the previously accepted Community Application;
- The application does not comply with the requirement to assess the Applicant's housing and community development needs prior to submission of a TxCDBG application;
- The Applicant does not comply with the TxCDBG Public Participation requirements, including documentation of the required public hearing held on or before February 17, 2025;
- The application contains activities not supported by the community needs identified in the previously accepted Community Application or the public participation process;
- The applicant fails to complete the required Basic Project Information section of application by April 3, 2025
- The same, or substantially the same, application has been submitted under two or more TxCDBG fund categories;
- The application does not contain adequate or acceptable information to show that each proposed activity meets a National Program Objective, including TxCDBG beneficiary documentation requirements where applicable;
- The application is incomplete and/or inaccurate including, but not limited to:
 - Preparation of an assessment of the applicant's housing and community development needs;
 - Legible, quality project-related maps;
 - Disclosure of all individuals and/or firms with a financial interest in the project;
 - A passed/adopted local government resolution authorizing the submission of the application;
- The Applicant does not have an active SAM.gov registration;
- The applicant does not respond, refuses to respond, or does not provide an adequate response to requests for revisions or additional information within the prescribed timeline; or
- The application contains false information.

False Information on Applications

The actions listed below may be taken, on a case-by-case basis, where TDA finds that an applicant provided false information in its application for TxCDBG funding.

If the applicant provides false information in a TxCDBG Fund application that has the effect of increasing the applicant's competitive advantage, or false beneficiary information that increases the number or

percentage of potential beneficiaries, TDA TxCDBG staff shall make a recommendation for action to the Director of the State TxCDBG Program.

Actions that the Director may make include, but are not limited to:

1. Disqualification of the application and holding the locality ineligible to apply for TxCDBG funding for a period of at least one year not to exceed two program years.
2. Even if an award has been made, the locality may be liable for funds expended if adjustment to the scores would have resulted in a change in rankings for the purpose of funding.
3. Holding the locality ineligible to apply for TxCDBG funding for a period of two program years or until any issue of restitution is resolved, whichever is longer.

An applicant may appeal a decision of the State TxCDBG Director by filing an appeal with the Administrator for Trade and Business Development.

Appeals Process

Refer to 4 TAC §30.8.

General CDBG Federal Requirements

Fair Housing Activities

Any locality receiving funds under the TxCDBG Program must certify that it will affirmatively further fair housing choice. Each funded locality must conduct at least one fair housing activity during the grant period, even if the locality is currently undertaking fair housing activities. Activities that qualify as affirmatively furthering fair housing include, but are not limited to, the following:

- Cities may pass a fair housing ordinance and publicize the existence of such an ordinance.
- Counties may adopt written fair housing policies and procedures that are equivalent to a fair housing ordinance and publicize the existence of such policies.
- The development of a strategy to pass a fair housing ordinance to be evidenced by public hearings and input from interested parties.
- The establishment of a written local complaint and monitoring process and notification to the public of its existence.
- The initiation of a fair housing counseling referral service that provides housing choices outside historically minority and/or low-to-moderate income neighborhoods to be evidenced by adoption of written procedures and publication of the availability of such service.
- The completion of a community-wide housing analysis to determine impediments to fair housing and actions to eliminate these impediments.
- The designation of April, or some other month, as Fair Housing Month through resolution or proclamation along with other activities to support fair housing.

In addition, communities that receive CDBG funds, chief elected officials, and third-party consultants may be required to have Fair Housing training.

Minority Participation/Local Opportunity

The TxCDBG program encourages localities to affirmatively take action to utilize small, minority (MBE) and women-owned (WBE) businesses, whenever possible. Although funded localities are not directly responsible for meeting a specific minority business participation goal, TxCDBG reports to HUD on the levels of MBE and WBE hiring under all CDBG agreements. To increase participation of small, minority and women owned-businesses, localities may use the Texas Comptroller of Public Accounts Historically Underutilized Business (HUB) Directory. Also, in accordance with Section 3 of the Housing and Urban Development Act of 1968, successful applicants using CDBG funding for housing or other public construction are required, to the greatest extent feasible, to provide training and employment opportunities to lower-income residents and contract opportunities to businesses in the project area.

Build America Buy America

The Applicant must comply with the requirements of the Build America, Buy America (BABA) Act, 41 USC 8301 note, and all applicable rules and notices, as may be amended, if applicable to the Grant Recipient's infrastructure project. Applicants that receive funding for infrastructure projects in Program Year 2024 must ensure that the following items used in the project are produced in the United States, (see Chapter 4 of the TxCDBG Project Implementation Manual for details):

- (1) All iron and steel used:
- (2) Specifically listed manufactured products:
 - a. Metals other than iron or steel (non-ferrous metals),
 - b. Lumber,
 - c. Composite building materials, and
 - d. Plastic and polymer-based pipe and tube materials, including PVC pipe; and
- (3) All construction materials and manufactured products.

Conflict of Interest

Applicants to the TxCDBG Program must avoid, neutralize or mitigate actual or potential conflicts of interest so as to prevent an unfair competitive advantage or the existence of conflicting roles that might impair the performance of the TxCDBG agreement or impact the integrity of the procurement process.

For the procurement of goods and services, no employee, officer, or agent of the Grant Recipient or subrecipient may participate in the selection, award, or administration of a contract supported by a Federal award if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract. (24 C.F.R. §570.489(g), Texas Grant Management Standards (TxGMS) promulgated by the Texas Comptroller of Public Accounts, 2 C.F.R. §200.318(c)(1)).

For all other cases other than the procurement of goods and services, non-procurement conflict of interest provisions are applicable to any person or entity including any benefitting business, utility provider, or other third party entity that is receiving assistance, directly or indirectly, under a TxCDBG grant or award, or that is required to complete some or all work under the TxCDBG grant in order to meet a National Program Objective, that might potentially receive benefits from TxCDBG awards.

Under these provisions, a conflict of interest would exist if an employee, elected official, or their family members receive benefit from an activity. For example, if a member of a mayor's family was selected to receive CDBG assistance or would benefit from or receive a CDBG award, abstention from voting does not clear the conflict of interest. Another example where a conflict of interest would exist (business ties) is a situation where a consultant, who is employed by an engineering firm, has been selected by a city to provide administration services for the TxCDBG grant and the city is considering the selection of an engineer from that same firm to provide engineering services for the TxCDBG grant.

TDA may grant an exception, upon written request from the Grant Recipient, to the non-procurement conflict of interest provisions on a case-by-case basis if TDA determines that such exception will serve to further the purpose of the TxCDBG project and the effective and efficient administration of the project. An exception may be considered only upon written request from the applicant that includes the following documentation:

- A disclosure of the nature of the conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made.
- An opinion of the attorney for the applicant that the interest for which the exception is sought would not violate state or local law.
- Where the exception would provide a significant cost benefit or an essential degree of expertise to the project that would not be available otherwise.
- Whether an opportunity was provided for open competitive bidding or negotiation.
- Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception would permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class.
- Whether the person affected has withdrawn from their functions or responsibilities, or the decision-making process with respect to the specific assisted activity in question.
- Whether the interest or benefit was present before the affected person was in the position as an employee, agent, consultant, officer, or elected official of the governing body, or of any designated public agencies, or sub-recipients that are receiving CDBG funds.

- Whether undue hardship will result to the city or persons affected when weighed against the public interest served by avoiding the prohibited conflict.
- Any other relevant considerations.

Under no circumstances can TDA provide a waiver or exception for conflicts of interest related to procurement of goods or services.

Federal Funding Accountability and Transparency Act (FFATA)

In September 2006, the President signed the Federal Funding Accountability and Transparency Act (FFATA) requiring the Office of Management and Budget (OMB) to develop a publicly available, free-of-charge, searchable website on federal funding. Federal funding includes grants, sub-grants, loans, awards, cooperative agreements, and other forms of financial assistance. On April 6, 2010, OMB issued a memorandum outlining responsibilities for State agencies making sub-awards with Federal funds.

Beginning October 1, 2010, TDA is responsible for reporting data on each TxCDBG award, which will be entered into the usaspending.gov database. This data includes the following:

- The name of the entity receiving the award;
- The amount of the award;
- Information on the award, including transaction type, funding agency, Catalog of Federal Domestic Assistance (CFDA) number, program source, and a descriptive award title;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, state, congressional district, and county; and
- The Unique Entity Identifier (UEI) number for the entity receiving the award – this number is assigned through SAM.gov.

Additional information deemed relevant by the OMB must also be provided, and all information is due no more than thirty days after a grant is awarded.

In addition, applicants must register on the System for Award Management (SAM) and entities must have an active registration to receive funding from HUD. Information on SAM registration is available at <https://www.sam.gov>.

Appendix E: Project Application Public Participation Form and Document Samples

Required Format - Public Hearing Notice

Published on [February 3, 2025]:

PUBLIC HEARING NOTICE

County of [Community Name] TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

In accordance with Texas Administrative Code, Title 4, Part 1, Section 30.7 County of [Community Name] will hold a public hearing at [7:00 p.m. on February 7, 2025], at [Courthouse/other location] regarding the submission of an application to the Texas Department of Agriculture for one or more Texas Community Development Block Grant Program (TxCDBG) grants for Program Year 2025. County of [Community Name] may be eligible to participate in the Colonia Fund Construction Program [and the Community Development Fund]. The purpose of this meeting is to allow citizens an opportunity to discuss the citizen participation plan, the development of local housing and community development needs, the amount of TxCDBG funding available, all eligible TxCDBG activities, and the use of past TxCDBG funds. The County encourages citizens to participate in the development of TxCDBG application(s) and to make their views known at this public hearing. Citizens unable to attend this meeting may submit their views and proposals to [Name, Title] at [XXX-XXX-XXXX] or at [location]. Persons with disabilities that wish to attend this meeting should contact [Courthouse] to arrange for assistance. Individuals who require auxiliary aids or services for this meeting should contact [location] at least two days before the meeting so that appropriate arrangements can be made. Para más información en español, comuníquese con [Name] al XXX-XXX-XXXX.

Required Format – Notice of Application Activities

Published on [date]:

PUBLIC NOTICE

[Community Name] TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

[Community Name] is giving notice of the County's intent to submit Texas Community Development Block Grant Program grant application for a Colonia Fund Construction Program grant request of \$1,000,000 for [brief project description] in [location]. The application is available for review at the [local government office location] during regular business hours. Para obtener una copia en español, comuníquese con [local contact name] al [XXX-XXX-XXXX].

Sample Public Hearing Script

Thank you for joining me for this public hearing to discuss our community's housing and community development needs.

Before we discuss our own community needs, let me provide some background on the funding opportunities through the Texas Community Development Block Grant Program (TxCDBG). The Texas Department of Agriculture (TDA) administers this federal block grant funding allocated from the U.S. Department of Housing and Urban Development (HUD) to the State of Texas. TDA offers competitive grant programs to distribute the funding to small and rural communities across the state. Our community [has/not] received TxCDBG funding in the past [list previously funded projects]. The community needs identified in this hearing will be used to guide our own application(s) for TxCDBG funding, and to provide valuable information to TDA for the future of the program.

The first topic is affordable housing. In our community, [information on current supply of affordable housing and past efforts to increase supply]. Are there any comments about affordable housing?

The next topic is social services. In our community, the following social services are available to our residents: [list services and providers]. Are there any comments about these services, additional services that are needed, or populations that remain underserved by social services?

The third topic is public infrastructure. In our community, [information on current condition of public infrastructure]. We have addressed these needs in the past by [identify local efforts, including grants, local bonds, annual budget expenditures, etc.]. Are there any comments about our local infrastructure needs?

Finally, the fourth topic is economic development. In our community, [information on current efforts to promote economic development]. Are there any comments about economic development needs or opportunities?

Now that we have outlined many of the needs that we have in our community, let's discuss the specific funding opportunity available. In 2025, TDA is accepting applications for the Colonia Fund Construction Program and the county submitted an application, committing local matching funds in order to improve our application's score. The county has been invited to continue and submit project details for an application of \$1,000,000 in grant funding as well as local matching funds committed in order to improve our application's score. The projects in the application must benefit primarily low- to moderate income areas. We do not anticipate that any project we identify will result in displacement of residents or businesses; however, if this does occur, we will minimize the impact of such displacement and assist displaced persons as required by the program. I have a copy of the Application Guide that includes a list of eligible activities for this funding competition, which I can share with you as well.

If you have any additional comments, concerns, or community needs to include after this hearing concludes, please send them to: [name and contact information]

Required Format - Signatory Resolution

RESOLUTION

A RESOLUTION OF THE [CITY COUNCIL / COMMISSIONERS COURT] OF [CITY / COUNTY], TEXAS AUTHORIZING [CITY / COUNTY] REPRESENTATIVES IN MATTERS PERTAINING TO THE [CITY/COUNTY]'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, the [City Council / Commissioners Court] of [City/County] desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, it is necessary and in the best interests of [City/County] to participate in the Texas Community Development Block Grant Program; and

WHEREAS, the [City Council / Commissioners Court] of [City / County] is committed compliance with federal, state, and program rules, including the current TxCDBG Project Implementation Manual; and

NOW, THEREFORE, BE IT RESOLVED BY THE [CITY COUNCIL / COMMISSIONERS COURT] OF [CITY / COUNTY], TEXAS:

That the [City Council / Commissioners Court] directs and designates the following to act in all matters in connection with any grant application and the County's participation in the Texas Community Development Block Grant Program:

- The [Mayor, Mayor Pro-Tem, City Manager, County Judge, etc] shall serve as the [City/County]'s Chief Executive Officer and Authorized Representative to
 - execute a grant application and any subsequent contractual documents,
 - certify environmental review documents between the Texas Department of Agriculture and the City/County, and
 - certify the Payment Request form and/or other forms required for requesting funds to reimburse project costs, and
 - be assigned the role of Authorized Official in the TDA-GO grant management system.
- In addition to the above designated officials, should any grant be funded the [Mayor Pro-Tem, City Manager, City Secretary, City Council Member, County Clerk, County Auditor, County Treasurer, etc] is authorized to
 - certify the Payment Request form and/or other forms required for requesting funds to reimburse project costs,
 - prepare and submit other financial documentation, and
 - be assigned the role of Project Director or Payment Processor in the TDA-GO grant management system.

Passed and approved this ____ day of _____, 20__.

Mary Smith, [City Clerk/County Clerk]
[Community Name], Texas

John Doe, [Mayor/County Judge]
[Community Name], Texas