



Council of Governments (COG) Method of Distribution Amendment 1 Hurricane Harvey CDBG-Disaster Recovery Local Infrastructure Program

Contact Information

Council of Governments: **Coastal Bend Council of Governments**

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Principal Contact Telephone: **361-883-5743**

Local Infrastructure Program COG MOD Amount:

\$125,804,238.00

Reallocation Amount:

HUD MID Total	\$1,324,564.00
State MID Total	0
Total Reallocation Amount	\$1,324,564.00

Local Infrastructure Program Method of Distribution Amendment Detail

The COG is required to prepare a method of distribution amendment for the Local Infrastructure Program funds between the eligible cities and counties. The GLO has directed the COG to use a direct allocation technique based on objective and verifiable data. The distribution should be based on, but not limited to, unmet need tied back to Hurricane Harvey damages.

Reallocation Summary

The following is a summary of the reallocation process of funds, including entities that have declined funds, entities that are receiving reallocated funds, and eligible activities.

CBCOG asked for specific feedback during public comment: 1. What data should we use to determine allocation, 2. What activities should receive priority, if any; 3. Should funds be allocated in a lump sum or divided into several awards; 4. Should non-LMI communities be excluded?

Several individuals expressed the belief that the funds should be allocated to a community with an existing Harvey DR project underway. We asked the GLO to provide us with this data, and 60% of the decision is based on existing Harvey DR projects – 20% for a DR Project; 20% for a project that is at least 20% expended to ensure that the project is active and 20% for a project that has more than 10% project time remaining to ensure that the project is not substantially complete.

To solve the LMI question, the highest weighted factor was LMI.

The issue of dividing the funds or awarding a lump sum was evenly divided among all options, so CBCOG decided to allocate one lump sum to the Community that ranked the highest based on the factors.

Reallocation Changes Table:

Attached is a table showing all jurisdictions that have had a change in allocation, including jurisdictions that have declined funds and the jurisdictions that have been reallocated those funds. All allocations must meet or exceed a floor of \$100,000 to help ensure sufficient funds for at least one eligible project.

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Distribution Factors

Have the distribution factors been amended?

<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
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The COG has selected the following distribution factors:

Distribution Factor*	Weight	Documentation Source	Explanation of Factor Selection and Weighting
LMI	40%	LMISD by Local Governments, based on 2011-2015 ACS: https://www.hudexchange.info/programs/acs-low-mod-summary-data/acs-low-mod-summary-data-local-government/	Weighted to ensure the funds would be allocated to a community able to meet the 70% threshold.
Active Harvey DR Project	20%	Data provided by GLO (spreadsheet attached)	Weighted to ensure project tied to damage caused by Harvey

Current Contract expended at least 20%	Contract at least 20%	20%	Data provided by GLO (Spreadsheet attached)	Weighted to ensure that project was underway and in the process of being built
Current Contract time elapsed less than 90%	Contract less than 90%	20%	Data provided by GLO (Spreadsheet attached)	Weighted to avoid awarding to contracts that are substantially complete.

*Add more rows if needed

Threshold Factors

(New Added Section)

If any, please describe threshold factors that were used to allocate funds.

Distribution Factor	Documentation Source	Explanation of Factor Selection
N/A		

Eligible Activities

Have the eligible activities been amended?

Yes No

Activities must be specifically related to Hurricane Harvey, and must meet the following criteria as outlined in the State of Texas Plan for Disaster Recovery: Hurricane Harvey as amended.

Each infrastructure activity must demonstrate how it will contribute to the long-term recovery and restoration of housing.

The COG has addressed prioritization of eligible activities as follows:

<input type="checkbox"/>	The COG has chosen not to limit Subrecipients in the region to projects meeting regional priority activities.		
-OR-			
<input checked="" type="checkbox"/>	The COG has limited Subrecipients in the region to selecting projects meeting the following regional priority activities:		
<input checked="" type="checkbox"/>	Water Facilities	<input type="checkbox"/>	Specially Authorized Public Facilities & Improvements
<input checked="" type="checkbox"/>	Sewer Facilities	<input type="checkbox"/>	Public Services
<input checked="" type="checkbox"/>	Other Public Utilities (gas, et al)	<input type="checkbox"/>	Clearance & Demolition Activities
<input checked="" type="checkbox"/>	Street Improvements	<input type="checkbox"/>	Code Enforcement
<input checked="" type="checkbox"/>	Flood and Drainage Improvements	<input type="checkbox"/>	Senior Centers
<input type="checkbox"/>	Debris Removal	<input type="checkbox"/>	Economic Development
<input type="checkbox"/>	Community Centers & Emergency Shelters (Existing)	<input type="checkbox"/>	Parks, Playgrounds and other Recreational Facilities
<input type="checkbox"/>	Fire Protection Facilities and Equipment	<input checked="" type="checkbox"/>	Other CDBG-DR eligible activities related to infrastructure

Ineligible Activities

Ineligible activities for the local infrastructure program are outlined in the State of Texas Plan for Disaster Recovery: Hurricane Harvey and should be referenced accordingly.

Low- and Moderate-Income Requirement

Below is an explanation of how the method of distribution meets the 70 percent low- and moderate-income (LMI) requirement for each program. This means that 70 percent of the funds must benefit areas that are 51% or more LMI persons with incomes below 80% of the Area Median Income (AMI).

CBCOG used LMI as the highest weighted factor in determining allocation.

Citizen Participation

Below is a description addressing how the COG complied with their Citizen Participation Plan regarding citizen and non-governmental organization outreach, and any additional efforts exceeding GLO minimum public participation requirements:

CBCOG complied with all required postings in newspapers and on website, as well as sending out several direct emails. When it was brought to the COG's attention that several stakeholders did not receive the emailed notice for the 11/15/2022 meeting, CBCOG held an additional public planning meeting on 11/21/2022. Both meetings were held in person and via ZOOM. Comments could be made in person or on line via Survey Monkey.

Public Hearing Information

Meeting Type	Public Planning Meeting	MOD Public Hearing
Date(s):	11/15/2022, 11/21/2022	12/14/2022
Location(s):	2910 Leopard St Corpus Christi, TX	2910 Leopard St Corpus Christi, TX
Total Attendance:	4 in-person, 2 online; 7 in-person 6 online	

Direct Notice. As required, direct notice was sent to eligible entities at least **five (5) days** in advance of the public hearing using the following method(s) (at least one must be selected):

Method	Public Planning Meeting	MOD Public Hearing
	Date(s) Sent	Date(s) Sent
<input checked="" type="checkbox"/> Email	11/7/2022, 11/17/2022	
<input type="checkbox"/> Fax		
<input type="checkbox"/> Hand Delivery		
<input type="checkbox"/> Certified Mail		

Internet Notice. As required, public notice was distributed on the Internet at least **five (5) days** in advance using the following method:

Website Notice	Public Planning Meeting	MOD Public Hearing
Date(s)	11/4/2022	12/2/2022

Published Notice. As required, notice of the public hearing was published in all newspapers of record at least **three (3) days** in advance. Notice of public hearing was published in the following regional newspaper(s):

Newspaper Name	Public Planning Meeting	MOD Public Hearing
	Date Published	Date Published
Rockport Pilot	11/12/2022	
Caller Times	11/11/2022	
Port Aransas South Jetty	11/11/2022	

Public Comment Period

Provide the dates of the public comment period for the COG MOD Amendment.

Start Date:	11/29/2022	End Date:	12/30/2022	No. of Days:	30
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Accommodations. Describe any efforts to notify and accommodate those with modified communication needs, such as posting information and providing interpretive services for persons with Limited English Proficiency and for people with hearing impairments or other access and functional needs (ADA compliance).

All notices were in English and Spanish, and CBCOG will provide translation services as requested.
 The meetings will be held in an ADA compliant facility, 2910 Leopard St and will be available via Zoom.
 The meetings will be held in the late afternoon to enable people enough time to arrive at the facility if needed.

Affirmatively Furthering Fair Housing Statement

All subrecipients will certify that they will affirmatively further fair housing (“AFFH”) in their grant agreements, and will receive GLO training and technical assistance in meeting their AFFH obligations. Additionally, all project applications will undergo AFFH review by GLO before approval of projects. Such review will include assessment of a proposed project’s area demography, socioeconomic characteristics, housing configuration and needs, educational, transportation, and health care opportunities, environmental hazards or concerns, and all other factors material to the AFFH determination. Applications should show that projects are likely to lessen area racial, ethnic, and low-income concentrations, and/or promote affordable housing in low-poverty, nonminority areas in response to natural hazard related impacts.

Approval and Signatory Authority

Attached is a Resolution from the COG approving the method of distribution and authorizing its submittal to the Texas General Land Office. I certify that the contents of this document and all related attachments are complete and accurate.

Signature

Date

Printed Name

Title

Email Address

Telephone Number

Local Infrastructure Program Spending List

Date: 11/24/2022

COG	County	Subrecipient	Contract #	Contract Start Date	Contract End Date	Contract Amount	Expenditures	Contract Time Elapsed	Withdrawn Percentage
CBCOG	San Patricio	CITY OF SINTON	20-065-004-B995	10/29/2019	7/31/2023	\$ 475,228.00	\$ 395,235.60	82%	83%
CBCOG	Bee	Bee County	20-065-016-C056	12/11/2019	2/28/2023	\$ 100,645.00	\$ 60,374.25	92%	60%
CBCOG	San Patricio	City of Mathis	20-065-025-C086	11/19/2019	11/30/2021	\$ 100,000.00	\$ 100,000.00	100%	100%
CBCOG	Aransas	Town of Fulton	20-065-054-C164	1/27/2020	12/30/2023	\$ 4,759,465.00	\$ 730,204.00	72%	15%
CBCOG	Refugio	City of Refugio	20-065-057-C169	1/21/2020	9/30/2023	\$ 8,419,112.00	\$ 6,353,073.20	77%	75%
CBCOG	Nueces	City of Robstown	20-065-066-C192	2/14/2020	2/28/2023	\$ 100,000.00	\$ -	91%	0%
CBCOG	Refugio	Town of Bayside	20-065-068-C194	1/23/2020	4/30/2023	\$ 720,132.00	\$ 720,124.55	87%	100%
CBCOG	Refugio	Town of Woodsboro	20-065-070-C196	2/18/2020	10/30/2022	\$ 1,245,322.00	\$ 1,151,847.83	100%	92%
CBCOG	San Patricio	San Patricio County	20-065-078-C221	2/3/2020	12/31/2023	\$ 2,037,215.00	\$ 566,027.90	72%	28%
CBCOG	San Patricio	City of Ingleside	20-065-086-C247	2/5/2020	4/30/2023	\$ 1,954,326.00	\$ 143,840.40	87%	7%
CBCOG	Aransas	City of Rockport	20-065-090-C252	1/21/2020	10/31/2023	\$ 8,320,696.00	\$ 3,055,341.88	75%	37%
CBCOG	Nueces	Nueces County	20-065-091-C254	3/3/2020	5/31/2022	\$ 4,644,430.59	\$ 2,721,668.26	100%	59%
CBCOG	San Patricio	City of Taft	20-065-097-C269	4/30/2020	12/31/2022	\$ 283,664.00	\$ 236,169.90	96%	83%
CBCOG	Aransas	Aransas County	20-065-098-C270	6/24/2020	8/31/2024	\$ 53,860,274.00	\$ 5,585,658.89	58%	10%
CBCOG	San Patricio	City of Aransas Pass	20-065-109-C303	5/1/2020	7/31/2023	\$ 10,696,302.00	\$ 5,555,059.38	79%	52%
CBCOG	Refugio	Refugio County	20-065-110-C306	4/2/2020	2/29/2024	\$ 11,957,845.00	\$ 2,659,843.56	68%	22%
CBCOG	San Patricio	City of Gregory	20-065-114-C313	4/29/2020	11/30/2022	\$ 100,000.00	\$ 11,340.00	99%	11%
CBCOG	San Patricio	City of Portland	20-065-129-C440	7/7/2020	12/31/2023	\$ 2,540,072.00	\$ 200,146.60	68%	8%
CBCOG	Nueces	City of Corpus Christi	20-065-133-C445	6/17/2020	3/31/2024	\$ 7,234,755.00	\$ -	64%	0%
CBCOG	Nueces	City of Port Aransas	20-065-143-C811	2/1/2021	3/31/2023	\$ 4,930,189.98	\$ 201,899.46	84%	4%