

CDBG-E-9: ASSURANCES, CERTIFICATIONS AND SIGNATURES (CONTINUED)

I, the undersigned, certify the following:

- all citizen participation requirements have been met;
- the local government will affirmatively further fair housing;
- the local government's CDBG program will be conducted in conformity with the Civil Rights Act of 1964 and the Fair Housing Act;
- the local government will not attempt to recover capital cost of public improvements constructed with CDBG funds;
- a Community Development Plan has been developed;
- any surveys of service areas to document LMI benefit have been properly conducted;
- an Anti-Displacement and Relocation Plan has been adopted and displacement of persons will be minimized;
- to the best of my knowledge and belief, data in this application are true and correct;
- submission of the application has been duly authorized by the governing body of the local government; and
- all site visit documentation referenced in the instructions is on file and readily accessible to Department of Community Affairs personnel.

CERTIFICATION OF ON-TIME PERFORMANCE:

I, the undersigned, certify the following:

\_\_\_\_ Our local government does not have an open Community Development Block Grant and is eligible to apply for this grant category pursuant to Rule 9B-43.004, Florida Administrative Code.

-OR-

X Our local government is the Recipient of a Community Development Block Grant that is not administratively closed out and that grant is on schedule pursuant to Rule 9B-43.004, Florida Administrative Code. By signature of this page, the local government certifies that, based on the work plans and the other requirements in the contract, the following open CDBG contracts were on schedule as of thirty days before the date of the application deadline:

CDBG Grant # (1) 01DB-79-04-55-01-E40

CDBG Grant # (2) \_\_\_\_\_

SIGNATURES

Application is hereby made for a Community Development Block Grant under Title I of the Housing and Community Development Act of 1974, as amended, Rule 9B-43, Florida Administrative Code, and Section 290.045, Florida Statutes. I/we, the undersigned chief elected official or authorized representative of the local government, certify that submission has been duly authorized by the governing body of the jurisdiction, and the local government will comply with the certifications and assurances contained in this application if assistance is approved. By signature of this application, the local government hereby assures and certifies that it will comply with the applicable federal and state requirements listed on this form in the administration of its Florida Small Cities Community Development Block Grant Program.

Harold Marshall  
Signature of Chief Elected Official or Designee  
(Attach Resolution in Appendix H)

Chairman, Board of County Commissioners  
Title

9-17-01  
Date

\_\_\_\_\_  
Signature of Application Preparer if other than  
a local jurisdiction employee

William Spencer Nabors II, Jordan & Associates  
Typed Name and Name of Firm or Agency

Failure to submit this page by the application deadline, completed and signed by the Chief Elected Official or another official designated by ordinance or resolution of the governing body, will result in a 50-point penalty being assessed against this application. This penalty cannot be eliminated during the completeness process.



**NASSAU COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
P. O. Box 1010  
Fernandina Beach, Florida 32035-1010

Nick Deonas  
David C. Howard  
Vickie Samus  
Floyd L. Vanzant  
Marianne Marshall

Dist. No. 1 Fernandina Beach  
Dist. No. 2 Fernandina Beach  
Dist. No. 3 Yulee  
Dist. No. 4 Hilliard  
Dist. No. 5 Callahan

September 24, 2001

Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, FL 32399-2100

JOSEPH M. "Chip" OXLEY, JR.  
Ex-Officio Clerk

MICHAEL S. MULLIN  
County Attorney

WALTER D. GOSSETT  
County Coordinator

RE: Local Government Commitment

Dear Sir:

CDBG-E-10 A.1.a. The County is applying for a \$750,000 Small Cities CDBG Economic Development Grant for infrastructure improvements, (potable water, sanitary sewer, street improvements with associated drainage and the possible acquisition of a pump station site and/or utility easement) for The Quarters at American Beach. The Participating Party, Savant Real Estate Group, LLC, is committed to design and develop the facility. See their commitment in Appendix F; however, the facility cannot open without the infrastructure improvements, as potable water, sanitary sewer, street improvements with associated drainage and the possible acquisition of a pump station site and/or utility easement is a necessity. Once the facility is open and in full operation it will create approximately 33 full time jobs of which at least 17 will be for low and moderate income citizens. Unequivocally, without the provisions of CDBG Infrastructure, the jobs cannot be created as proposed by this project and the development will not occur. The cost of the Engineer and the Grant Administrator will be paid for by the Grant.

CDBG-E-10 A.1.b. & c. There are no funds being provided for the project by the local government. Non CDBG funds will be expended after the date of the first site visit and prior to the submission of the administration closeout.

CDBG-E-10 A1.d. The proposed facilities are to be located within the corporate limits of Nassua County. All activities conform to local zoning requirements, the future land use map, and are in conformance with the Comprehensive Plan for Nassua County. The County's Comprehensive Plan is silent with respect to economic development.

CDBG-E-10 A.1.e. There is sufficient potable water and sewage treatment capacity to provide adequate service to the job creation location.

CDBG-E-10 A.1.f. For the purpose of documenting public benefit, if upon the completion of the project, the threshold cost per job of \$35,000 is not attained, the local government shall continue to track all jobs created as a direct result of the availability of the public infrastructure or facility by all participating parties, and other job-creating entities who were included in the assessment and by those businesses or other job creating entities who were included in the assessment but who later create jobs as a direct result of the public improvement or facility. Tracking will not cease until the specified cost per job threshold is attained.

CDBG-E-10 A.1.g. There will be no displacement of homeowners, tenants, businesses, or others as a result of this project.

CDBG-E-10 A.1.h. Over 51% of the jobs to be created will be for low to moderate income persons. Therefore, the national objective to benefit low to moderate income citizens will be realized.

CDBG-E-10 A.3. Please see engineering cost estimates attached.

CDBG-E-10 A.4. No points were claimed for and economic development element to the Comprehensive Plan.

CDBG-E-10 B.1. Please see engineering certification attached.

CDBG-E-10 B.2. For the purpose of documenting public benefit, if upon completion of the project, the threshold cost per job of \$35,000 is not attained, the local government shall continue to track all jobs created as a direct result of the availability of the public infrastructure or facility by all participating parties, and other job-creating entities who were included in the assessment and by those businesses or other job-creating who were not included in the assessment but who later create jobs as a direct result of the public improvement or facility. Tracking will not cease until the specified cost per job threshold is attained.

CDBG-E-10 B.3. If the proposed CDBG funded infrastructure is not provided to the job creation location, the jobs cannot be created by the participating party.

CDBG-E-10 B.4. Please see engineers cost estimate attached.

CDBG-E-10 B.5. The construction of any infrastructure or infrastructure improvements which will be paid for with CDBG funds shall only be undertaken on public property, public right-of-way, or a public or private utility easement.

CDBG-E-10 E.1.-4. Please see excerpts from the Comprehensive Plan attached. Job creation activities are not inconsistent with the locally adopted Comprehensive Plan. This is not a joint application. The Comprehensive Plan is silent with respect to economic development.

If additional information is necessary, please advise and it will either be provided immediately via fax (or mailed if an original signature is required) or at site visit which ever you prefer.

Sincerely,



Marianne Marshall  
Chairman, Board of County Commissioners

Enclosures

- S.R. 200 (A1A) from I-95 to Fernandina Beach
- S.R. 13 and Ratliff Road - Intersection realignment and signalization
- S.R. 200 (8<sup>th</sup> Street) to 14<sup>th</sup> Street Connector - Intersection improvements
- S.R. 200 (8<sup>th</sup> Street) and Lime Street - Intersection improvements
- S.R. 5 (U.S. 17)-Duval County Line to Yulee - a PD&E Study
- S.R. A1A - Duval County Line to Gerbing Road - Resurfacing, etc.
- County Wide Signalization at several intersections

7:05 It was moved by Commissioner Deonas, seconded by Commissioner Vanzant and unanimously carried to amend the construction start date of the agreement with RJ Underground Utilities for infrastructure of the Courthouse project from September 20, 2001 to October 2, 2001.

7:06 Mr. Mullin began the public hearing process. It was moved by Commissioner Deonas, seconded by Commissioner Howard and unanimously carried to continue consideration of the proposed second amended agreement between Nassau County and Amelia Island Ventures to September 24, 2001.

7:06 It was moved by Commissioner Deonas, seconded by Commissioner Vanzant and unanimously carried to continue consideration of an ordinance to provide parking restrictions at the Temporary Courthouse to address fines to September 24, 2001.

7:07 Ms. LaWanda Brown appeared before the Board to outline a Community Development Block Grant (CDBG) she

requested for the Quarters at American Beach to provide water and sewer and road improvements to the site. She introduced Mr. Joe Mittauer, an engineer working with the consultants, Jordan & Associates, on the project. Ms. Betty Jordan and Mr. Mittauer reviewed the project. It was moved by Commissioner Howard, seconded by Commissioner Vanzant and unanimously carried to open the public hearing. Approximately eight property owners in American Beach appeared before the Board to state they were in favor of the project and six people were opposed. In response to questions from the audience Mr. Mullin explained the difference between the CDBG and Community Redevelopment Area (CRA) to be discussed later in the evening. There being no one else wishing to speak to the issue, it was moved by Commissioner Howard, seconded by Commissioner Deonas and unanimously carried to close the public hearing. Following some discussion, it was moved by Commissioner Howard, seconded by Commissioner Deonas and unanimously carried to continue the process and approve submitting the CDBG application to the Florida Department of Community Affairs (DCA) for a grant under the Neighborhood Revitalization category in the amount of \$750,000 under the Small Cities Community Development Block Grant (CDBG) Program.

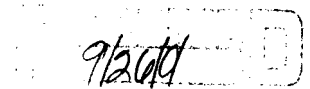
minutes should be an agenda item. Mr. Gossett suggested that no action be taken on any item presented under audience input. Mr. Gossett stated that language could be placed on the Audience Input section of the agenda that would state, "This is not for taking input on an agenda item or a public hearing scheduled for this evening."

11:26 Upon the request of the County Attorney, it was moved by Commissioner Deonas, seconded by Commissioner Howard, and unanimously carried to authorize the Chairman to sign a letter to the Department of Community Affairs that is required to accompany a CDBG grant application for American Beach.

11:26 Upon the request of the County Attorney, it was moved by Commissioner Deonas, seconded by Commissioner Howard, and unanimously carried to continue the present Marketing, Research, and Administrative Services Agreement with the Amelia Island-Fernandina Beach-Yulee Chamber of Commerce until the new, revised contract is executed.

11:27 Mr. Mullin referred to the attorney fees related to the ADA lawsuit case and stated that he felt the injunction should be resolved and this case needs to be finalized.

# JORDAN & ASSOCIATES



4611 - 3 U.S. Highway 17  
Orange Park, FL 32003

Phone : (904) 264-6203  
Fax: (904) 264-2190

September 24, 2001

Mr. Mike Mullins  
P.O. Box 1010  
Fernandina Beach, FL 32035

RE: Local Government Commitment Letter, Signature Page for ED Application

Dear Mr. Mullins:

Please find enclosed the above referenced Local Government Commitment Letter and Signature Page for the American Beach ED grant. Also included are the excerpts that are referenced in the commitment letter.

The Local Government Commitment Letter as well as the ED Signature Page need to be signed by Ms. Marshall. If I am not mistaken, the BCC's approval on September 17, 2001 to move forward with the American Beach ED grant, gave Ms. Marshall the authority to sign any needed documentation to complete the application without another BCC meeting. Once you have approved the commitment letter for Ms. Marshall's signature, place on Nassau County letterhead and have her sign in **Blue** ink. I have e-mailed the commitment letter to [amyers@nassauclerk.com](mailto:amyers@nassauclerk.com) for easier positioning of the commitment letter onto the County's letterhead. Mail the original signed commitment letter back to us along with her signature on the signature page of the application which is also included in this package. I have faxed a copy of this letter and all related material to Walt Gosset and Jack D'Amato.

If you have any comments or questions, please do not hesitate to contact our office.

Sincerely,

William Spencer Nabors, II  
Project Manager

WSNII/rh

Enclosures

cc: Walt Gosset  
Jack D'Amato