

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5415-N-06]

Notice of Funding Availability (NOFA) for HUD's Fiscal Year (FY) 2010 Tribal Colleges and Universities Program

AGENCY: Office of the Assistant Secretary for Policy Development and Research, HUD.

ACTION: Notice of Funding Availability (NOFA) for HUD's Fiscal Year (FY) 2010 Tribal Colleges and Universities Program (TCUP).

SUMMARY: Today's publication establishes the funding criteria for the FY 2010 Tribal Colleges and Universities Program. This NOFA is governed by the information and instructions found in the Notice of HUD's Fiscal Year 2010 Notice of Funding Availability (NOFA) Policy Requirements and **General Section** that HUD issued on June 7, 2010 (FR 5415-N-01).

APPLICATION DEADLINE DATE: The application deadline date is **August 16, 2010**. **Applications must be received by Grants.gov by the deadline date.** Applicants need to be aware that following receipt, applications go through a validation process in which the application may be accepted or rejected. Please allow time for this process to ensure that you meet the timely receipt requirements. Please see the 2010 **General Section** for instructions for timely receipt, including actions to take if the application is rejected. Applicants should carefully read the APPLICATION and SUBMISSION INFORMATION in the 2010 **General Section**, issued June 7, 2010 (FR 5415-N-01) for electronic application submission and receipt requirements. This section contains information on using the most current Adobe Reader, timely receipt policies, and other application information.

FOR FURTHER INFORMATION CONTACT: Questions regarding the FY 2010 **General Section**, should be directed to the Office of Departmental Grants Management and Oversight at (202) 708-0667 (this is not a toll-free number) or the NOFA Information Center at (800) HUD-8929 (toll-free). Persons with hearing or speech impairments may access these numbers via TTY by calling the Federal Information Relay Service at (800) 877-8339. The NOFA Information Center is open between the hours of 10:00 a.m. and 6:30 p.m. eastern time, Monday through Friday, except federal holidays.

OVERVIEW INFORMATION

A. Federal Agency Name: Department of Housing and Urban Development, Office of Policy Development and Research, Office of University Partnerships (OUP).

B. Funding Opportunity Title: Tribal Colleges and Universities Program (TCUP).

C. Announcement Type: Initial announcement.

D. Funding Opportunity Number: FR-5415-N-06; OMB Approval Number: 2528-0215.

E. Catalog of Federal Domestic Assistance (CFDA) Number: The CFDA Number for this program is 14.519.

F. Dates: The application deadline date is **August 16, 2010**. **Applications must be received by Grants.gov by the deadline date.** Applicants need to be aware that following receipt applications go through a validation process in which the application may be accepted or rejected. Please allow time for the process to ensure that you meet the timely receipt requirements. Please see the 2010 **General Section** for instructions for timely receipt including actions to take if the application is rejected. Applicants should carefully read the APPLICATION and SUBMISSION INFORMATION in the 2010 **General Section**, issued June 7, 2010 (FR 5415-N-01). This section contains information on using the most current Adobe Reader, timely receipt policies, and other application information.

G. Additional Overview Content Information:

1. Purpose of the Program: To assist Tribal Colleges and Universities (TCU) to build, expand, renovate, and equip their own facilities, and to expand the role of the TCUs into the community through the provision of needed services such as health programs, job training, and economic development activities.

2. Award Information: In Fiscal Year (FY) 2010, approximately \$5.3 million is available for this program by the Department of Housing and Urban Development Consolidated Appropriations Act, 2010 (Pub. L. 111-117 approved December 16, 2009), plus \$1,000,756 of carryover. An applicant can request up to \$800,000 for a three-year (36 months) grant performance period.

3. Eligible Applicants: Tribal Colleges and Universities that meet the definition of a TCU established in Title III of the 1998 Amendments to the Higher Education Act of 1965 (Pub. L. 105-244, approved October 7, 1998). Applicants must be a two- or four-year, fully accredited institution or provide a statement in the abstract of the application that states the institution is a candidate for accreditation by a regional institutional accrediting association recognized by the U.S. Department of Education. If an applicant is one of several campuses of the same institution, the applicant may submit a separate application for each campus. If applying for funding from separate campuses of the same institution, an applicant must have a DUNS number and use the DUNS + 4 digits to identify the separate campuses from the parent university, an administrative and budgeting structure independent of the other campuses in the system, and must meet the definition of an TCU as outlined above to be eligible to receive HUD grant funds (see the **General Section**). Only **one** application can be submitted per campus. If multiple applications are submitted from the same campus, all will be disqualified.

FULL TEXT OF ANNOUNCEMENT

I. Funding Opportunity Description

The purpose of this program is to assist Tribal Colleges and Universities (TCU) to build, expand, renovate, and equip their own facilities, and to expand the role of the TCUs into the community through the provision of needed services such as health programs, job training, and economic development activities.

A. Authority

HUD's authority for making funding available under this NOFA is the Department of Housing and Urban Development Consolidated Appropriations Act, 2010 (Pub. L. 111-117 approved December 16, 2009). The TCU program is being implemented through this NOFA and the policies governing its operation are contained herein.

B. Modifications

Listed below are major modifications from the Fiscal Year (FY) 2009 program funding announcement.

1. All institutions that received grants in the past are eligible to submit an application under this NOFA.
2. As outlined this year in the **General Section**, each program NOFA must specify which Policy Priorities an applicant can address in order to receive points. Under this program NOFA, to be considered to receive points under **Factor 3, Soundness of Approach**, subfactor d., "HUD Policy Priorities" an applicant can only respond to one of the following two (2) policy priorities: Job Creation/Employment or Sustainability. No points will be awarded to applicants that respond to any of the other priorities listed in the **General Section**.
3. General support letters endorsing the project should not be included.

II. Award Information

In FY 2010, approximately \$6.3 million is available for this program. An applicant can request up to \$800,000 for a three-year (36 months) grant performance period.

III. Eligibility Information

A. Eligible Applicants

Tribal Colleges and Universities that meet the definition of a TCU established in Title III of the 1998 Amendments to the Higher Education Act of 1965 (Pub. L. 105-244, enacted October 7, 1998). Applicants must be a two- or four-year, fully accredited institution or provide a statement in the abstract of the application that states the institution is a candidate for accreditation by a regional institutional accrediting association recognized by the U.S. Department of Education. If an applicant is one of several campuses of the same institution, the applicant may submit a separate application for each campus. If applying for funding from

separate campuses of the same institution, each applicant campus must have a DUNS number and use the DUNS + 4 digits to identify the separate campuses from the parent university, and an administrative and budgeting structure independent of the other campuses in the system and meets the definition of a TCU outlined above to be eligible to receive HUD grant funds (see the **General Section**). Only **one** application can be submitted per campus. If multiple applications are submitted from the same campus, all will be disqualified.

B. Cost Sharing or Matching. None Required.

C. Other

1. Eligible Activities. Eligible activities include building, expanding, renovating, and equipping facilities owned by the institution (a long-term lease for five years or more in duration is considered an acceptable form of ownership under this program). Buildings for which TCUP funding is used that also serve the community are eligible; however, the facilities must be predominantly (at least 51 percent of the time) for the use of the institution (e.g., students, faculty, and staff). In addition, public services and program delivery activities for the community such as health programs, job training and economic development are eligible activities.

a. Examples of eligible activities include, but are not limited to:

(1) Building a new facility (e.g., classrooms, administrative offices, health and cultural centers, gymnasium, technology centers, etc.);

(2) Renovating an existing or acquired facility;

(3) Expanding an existing or acquired facility;

(4) Equipping university facilities (e.g., lab equipment, library books, furniture, etc.);

(5) Property acquisition;

(6) Health screening;

(7) Technical assistance to establish, expand or stabilize micro-enterprises;

(8) Crime, alcohol and/or drug-abuse prevention activities;

(9) Youth leadership development programs/activities;

(10) Tutoring/mentoring programs;

(11) Child care/development programs;

(12) Cultural activities/programs; and

(13) Up to 20 percent of the grant may be used for payments of reasonable grant administrative costs related to executing the project (e.g., preparation/submission of HUD reports, etc.). Detailed explanations of these costs are provided in OMB circular A-21, Cost Principles for Educational Institutions that can be accessed at the White House web site at: <http://www.whitehouse.gov/omb/circulars>. **Please remember that administrative costs are not the same as indirect costs;**

b. Each activity proposed for funding must meet the CDBG program requirements and at least one of the following three CDBG program national objectives:

- Benefit low- and moderate-income persons;

- Aid in the prevention or elimination of slums or blight; or

- Meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health and welfare of the community, and other financial resources are not available to meet such needs.

Criteria for determining whether an activity addresses one or more of these national objectives are provided at 24 CFR 570.208.

c. The CDBG publication entitled “Community Development Block Grant Program Guide to National Objectives and Eligible Activities for Entitlement Communities” describes the CDBG regulations, and a copy can be obtained online at:

<http://www.hud.gov/offices/cpd/communitydevelopment/library/deskguid.cfm>.

2. Threshold Requirements Applicable to All Applicants. All applicants must comply with the threshold requirements as defined in the **General Section** and the requirements listed below. **Applications that do not meet these requirements will be considered ineligible for funding and will not be eligible to receive an award.**

a. The applicant must meet the eligibility requirements as defined in Section III.A., Eligible Applicants.

b. The maximum amount an applicant can request is \$800,000 for a three-year (36 months) grant performance period.

c. An applicant organization must have a DUNS number and an active registration at the Central Contractor Registration (CCR) to receive HUD grant funds (See **General Section**). Only **one** application can be submitted per campus. If multiple applications are submitted, all will be disqualified. However, different campuses of the same university system are eligible to apply as long as they have a separate DUNS number and use the DUNS + 4 digits to identify the separate campuses from the parent university, and an administrative and budgeting structure independent of the other campuses in the system.

d. Applicants must receive a **minimum score of 75 points** to be considered for funding.

e. For timely receipt, electronic applications must be **received** by Grants.gov no later than 11:59:59 p.m. eastern time on the application deadline date.

3. Program Requirements. Applicants must meet the following program requirements:

a. All funds awarded are for a three-year (36 months) grant performance period.

b. Although community-wide use of a facility (that is purchased, equipped, leased, renovated or built) is permissible under this program, the facility must be predominantly for the use of the institution (i.e., it must be used by the staff, faculty, and/or students at least 51 percent of the time).

c. If a TCU is a part or instrumentality of a federally recognized tribe, the applicant must comply with the Indian Civil Rights Act (Title II of the Civil Rights Act of 1968: 25 U.S.C. 1301 *et seq.*) Section 504 of the Rehabilitation Act of 1973, and all other applicable civil rights statutes and authorities as set forth in 24 CFR 1000.12. If the TCU is not a part or instrumentality of a federally recognized tribe, the applicant must comply with the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations at 24 CFR Part 100, Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d *et seq.*) (Nondiscrimination in Federally Assisted Programs) and implementing regulations at 24 CFR Part 1, Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794) and implementing regulation at 24 CFR Part 8, and Section 109 of Title I of the Housing and Community Development Act of 1974 (HCDA), as amended (42 U.S.C. 5309), with respect to nondiscrimination on the basis of age, sex, religion, or disability and implementing regulations at 24 CFR Part 6.

4. Labor Standards. Institutions and their sub-grantees, contractors, and subcontractors must comply with the labor standards (Davis-Bacon) requirements referenced in 24 CFR 570.603.

However, in accordance with HCDA section 107(e)(2), the Secretary waives the provisions of HCDA section 110 with respect to TCUP for grants to a TCU that is part of a tribe, i.e., a TCU

that is legally a department or other part of a tribal government, but not a TCU that is established under tribal law as an entity separate from the tribal government. If a TCU is not part of a tribe, the labor standards of HCDA section 110, as referenced in 24 CFR 570.603, apply to activities under the grant to the TCU.

5. Environmental Requirements. Selection for award does not constitute approval of any proposed sites. Following selection for award, the grantee must contact Robert Kroll at (213) 534-2601. He will provide you with guidance and direct you on the process. HUD will perform an environmental review of activities proposed for assistance in accordance with 24 CFR Part 50. The results of the environmental review may require that proposed activities be modified or proposed sites be rejected. **Applicants may not undertake, commit, and/or expend funds for acquisition or development of proposed properties prior to the completion of an environmental review and approval from HUD of specific properties or areas.** Submission of an application constitutes an assurance that the institution will assist HUD to comply with Part 50; will supply HUD with all available and relevant information to perform an environmental review for each proposed property; **will carry out mitigating measures required by HUD or select alternate property; and will not acquire, rehabilitate, convert, demolish, lease, repair, or construct property and not commit or expend HUD or local funds for these program activities with respect to any eligible property until HUD's written approval of the property is received.** Applicants should use the protocol at: <http://www.hud.gov/utilities/intercept.cfm?/offices/cpd/environment/review/protocol.pdf> to supply Mr. Kroll with the information needed for HUD to start and complete the environmental review. Further information and assistance on HUD's environmental requirements is available at <http://www.hud.gov/offices/cpd/environment/index.cfm>.

6. Lead-Based Paint Requirements. Institutions and their sub-grantees, contractors, and subcontractors must comply with the Lead-Based Paint Poisoning Prevention Act (42 USC 4821-4846), the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 USC 4851-4856), and relevant subparts of the implementing regulations at 24 CFR Part 35, such as subparts A, B, J, K and R, which apply to activities under this grant program.

7. Site Control. Where grant funds will be used for acquisition, rehabilitation, or new construction, an applicant must demonstrate site control. Funds may be recaptured or deobligated when recipients fail to demonstrate control of a suitable site within one year after the initial notification of award.

8. Economic Opportunities for Low- and very Low-income Persons (Section 3). If the applicant receives an award of \$200,000 or more under this NOFA, and proposes to use these funds for activities that involve housing construction, rehabilitation, or other public construction, the requirements of Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) apply. Specifically, if usage of the grant award will result in new employment, training, or contracting opportunities, priority consideration must be given to low- and very low-income residents to the greatest extent possible residing in the area in which the funds are spent and to local businesses that employ such persons. Please refer to subpart B and E of 24 CFR part 135 and the **General Section** for additional information.

9. Affirmatively Furthering Fair Housing Requirements. Under Section 808(e)(5) of the Fair Housing Act (42 U.S.C. 3608(e)(5)), HUD has a statutory duty to affirmatively further fair housing. HUD requires the same of its funding recipients. If you are a successful applicant, you will have a duty to affirmatively further fair housing opportunities for classes protected under the Fair Housing Act. Protected classes include race, color, national origin, religion, sex, disability,

and familial status. For example: working with other entities in the community to overcome impediments to fair housing that have been identified in the jurisdiction's Analysis of Impediments to Fair Housing Choice; expanding housing opportunities, including homeownership, and improving quality of services for minorities, families with children, and persons with disabilities; or providing housing mobility counseling services. Additionally, applicants proposing to carry out neighborhood revitalization may affirmatively further fair housing by ensuring that pre-award residents of the revitalized area have a first right of return and receive the benefits of the revitalization. If housing is the benefit of the activity, pre-award residents may be allowed to return even if they have received permanent relocation benefits. Applicants must include a statement on affirmatively furthering fair housing in the appendix section of their application per the instructions in the **General Section**. A TCU that is part of a federally recognized tribe is exempt from this submission requirement.

10. Accessibility Requirements. All successful applicants are subject to Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR part 8. HUD applies the Uniform Federal Accessibility Standards (UFAS) through its regulations under part 8.

11. Executive Order 13166, Improving Access to Services For Persons With Limited English Proficiency (LEP). Successful applicants may not exclude participants or beneficiaries on the basis of race, color, or national origin under Title VI of the Civil Rights Act. Executive Order 13166 seeks to improve access to federally assisted programs and activities for individuals who, as a result of national origin, are limited in their English proficiency. Applicants obtaining federal financial assistance from HUD shall take reasonable steps to ensure meaningful access to their programs and activities to LEP individuals. To ensure that persons with limited English proficiency on the basis of national origin have meaningful access to the program, successful applicants may follow HUD's published *Final Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons* (LEP Guidance) in the Federal Register on January 22, 2007 (72 FR 2732). For assistance and information regarding LEP obligations, go to http://www.justice.gov/crt/lep/guidance/HUD_guidance_Jan07.pdf

IV. Application Instruction and Submission Information.

A. Instructions to Download Application Package

Grants.gov Customer Support. Grants.gov provides customer support information on its website at <http://www.grants.gov/contactus/contactus.jsp>. Applicants having difficulty accessing the application and instructions or having technical problems can receive customer support from Grants.gov by calling (800) 518-GRANTS (this is a toll-free number) or by sending an email to support@grants.gov. The Grants.gov Help Desk can be reached 24 hours per day, 7 days per week, except federal holidays. HUD recommends calling the Help Desk rather than emailing, because determining the basis for the problem may take some conversation with the Grants.gov Support Customer Service Representative. See the **General Section** for information regarding the registration process or ask for registration information from the Grants.gov Support Desk.

B. Application Content and Forms for Submission

1. Application Content. Applications must consist of the following elements: abstract, narrative for the rating factors, budget, budget narrative, and other program specific forms. The general process for downloading, completing, submitting, and tracking grant application packages is described at http://www07.grants.gov/applicants/apply_for_grants.jsp.

a. SF 424 Application for Federal Assistance. Please remember the following:

(1) The full grant amount requested from HUD (entire three-years) should be entered, not the amount for just one year;

(2) Include the name, title, address, telephone number, facsimile number, and e-mail address of the designated contact. **This is the person who will receive all correspondence regarding the content of this application from HUD. This person must have knowledge of the content of the application submitted under this program. For the purpose of this application, this individual does not have to be the authorized official or a representative from the Office of Sponsored Research; therefore, please ensure the accuracy of the information);**

(3) The Employer Identification/Tax ID number;

(4) The DUNS Number (or the DUNS + 4 digits if a separate campus from the parent institution) associated to the applicant's legal name identified in Box 8a of the SF_424 form;

(5) The Catalog of Federal Domestic Assistance Number for this program is 14.519;

(6) The project's proposed start and completion dates. For the purpose of this application the program start date should be October 1, 2010; and

(7) The signature of the Authorized Organization Representative (AOR) who by virtue of submitting an application via Grants.gov has been authenticated by the credential provider and approved by the University's eBusiness Point of Contact to submit applications on behalf of the institution. If the AOR has not been granted approval to submit the application, the application will be rejected by the Grants.gov system. The AOR must be able to make a legally binding agreement with HUD. See the **General Section** for further information.

b. Abstract. Applicants must include no more than a two-page, doubled-spaced summary of the proposed project. Please include at least the following:

(1) A clear description of each proposed project activity, where it will take place (be located), the target population that will be served, and the impact this project is expected to have on the institution;

(2) A statement that the institution is an eligible applicant because it is currently a two- or four-year, fully accredited institution along with the name of the accrediting agency and an assurance that the accrediting agency is recognized by the U.S. Department of Education; or the applicant is a candidate for accreditation by a regional instructional accrediting association recognized by the U.S. Department of Education, including the name of the accrediting agency;

(3) The designated contact person, including phone number, facsimile number, and e-mail address (**this is the person who will receive all correspondence regarding the contents of this application. This person must have knowledge of the content of the application submitted under this program. For the purpose of this application, this individual does not have to be the authorized official or a representative from the Office of Sponsored Research; therefore, please ensure the accuracy of the information);** and

(4) The project director, if different from the designated contact person for the project, including phone number, facsimile number, and e-mail address.

c. Narrative statement addressing the rating factors. HUD will use the narrative response to the “Rating Factors” to evaluate, rate, and rank applications. This NOFA has five rating factors that must be addressed and are the main source of information. Applicants are advised to review each factor carefully for program-specific requirements. **All applicants submitting electronic applications must attach their narrative responses to Rating Factors 1-3 as one attachment. In the Appendix Section applicants should include commitment letters, memoranda of understanding, and/or agreements to address Factor 4, as well as a statement on affirmatively furthering fair housing (as per instructions in the General Section) in the Appendix Section. The statement on affirmatively furthering fair housing must discuss how the applicant will carry out its proposed activities in a manner that affirmatively furthers fair housing by helping to overcome impediments to fair housing choice. See the General Section for requirements and examples of how different types of activities and uses of funds can include affirmatively furthering fair housing. Factor 5 is addressed by using the HUD_96010_Program_Outcome_Logic_Model form. Please do not repeat material in response to factors 1-3; instead, focus on how well the proposal responds to each of the factors.** The response to each factor and subfactor should be concise and contain only information specific to the factor and subfactor, yet detailed enough to address each factor fully. Where there are subfactors, each subfactor must be addressed and presented separately, with the short title/name of the subfactor presented. Address each subfactor and provide sufficient information about every element of the subfactor. Do not include any Social Security Numbers in your application. The narrative section of an application must be submitted electronically. It must not exceed 50 pages in length but can be less (excluding forms, budget narrative, assurances, and abstract) and must be formatted to fit an 8 ½ by 11-inch page. Responses must be double-spaced (**information submitted in chart format does not have to be double-spaced but has to be 12-point font and adhere to the margin requirements**) with one-inch margins (for the top, bottom, left, and right sides of the document), using the standard Times New Roman 12-point font. Each page of the application must include the applicant’s name and be numbered. Submitting pages in excess of the page limit will not disqualify an applicant; HUD will not consider the information on any excess pages. This exclusion may result in a lower score or failure to meet a threshold requirement. **Please do not attach your response to each factor separately. Please follow the instructions on use of zipped files, file extensions, and file names in the General Section. File names should not contain spaces, dashes or special characters. Failure to follow the file name requirements can result in your application being rejected by the Grants.gov system.**

d. Budget. The budget submission must include the following:

(1) HUD_424_CB_Grant_Application_Detailed_Budget. This form shows the total budget by year and by line item for the program activities to be carried out with the proposed HUD grant. Each year of the program should be presented separately. Applicants must also budget for travel costs (airfare, lodging, and per diem) for two individuals to attend at least one HUD-sponsored TCUP conference/workshop each year of the three-year grant performance period. To calculate travel expenses, applicants should use Washington, D.C., as the site of all conferences/workshops.

Applicants must also submit form HUD_424_CB to reflect the total cost (summary) for the entire grant performance period (Grand Total).

Make sure that the amounts shown on the SF_424 (total dollar amount requested),

HUD_424_CB, and budget narrative are consistent and the budget totals are correct. Remember to check the addition in totaling the categories on all forms so that all items are included in the total. If there is any inconsistency between any of the required budget forms and/or budget narrative, the amount listed on the HUD_424_CB will be the amount HUD will use to calculate the amount the applicant is requesting for funding. All budget forms must be fully completed. If an application is selected for award, the applicant may be required to provide greater specificity to the budget during negotiations.

(2) Budget Narrative. A narrative must be submitted that explains how the applicant arrived at the cost estimates for each line item listed in the budget and must reflect the same dollar amounts. In addition, please provide the name/title of position, hourly or daily rate, and the estimated hours that will be devoted to the project for each consultant. This information must be submitted and formatted to fit an 8 ½ by 11-inch page. Responses must be double-spaced, with one-inch margins (for the top, bottom, left, and right sides of the document), using the standard Times New Roman 12-point font. Project budgets will be evaluated and scored under **Factor 3, Soundness of Approach**. Applicants must pay close attention to accurately estimating costs, determining the necessity for and reasonableness of costs proposed; and correctly computing all budget items and totals. HUD will assess the soundness of an applicant's approach by evaluating the quality, thoroughness, reasonableness, and rationality of the proposed project budget. Applicants must justify the need for the amount requested. For example, an applicant proposes to construct an addition to an existing building using HUD funding that will cost approximately \$200,000. The following cost estimates reflects this total: foundation cost \$75,000, electrical work \$40,000, plumbing work \$40,000, interior finishing work \$35,000, and landscaping \$10,000. Construction costs must be broken down to indicate how funds will be utilized (e.g., demolition, foundation, exterior walls, roofing, electrical work, plumbing, finishing work, etc.). The proposed cost estimates should be reasonable for the work to be performed and consistent with rates established for the level of expertise required to perform the work proposed in the geographical area. Where appropriate, please use estimates based on prevailing wages as determined under the Davis-Bacon Act, as required by 24 CFR 570.603. When necessary, quotes from various vendors or historical data should be used (please make sure they are kept on file and are available for review by HUD at any time). All direct labor or salaries must be supported with mandated institution and/or city/state pay scales, Davis-Bacon wage rates/tribally designated wage rate (as appropriate), or other documentation. When an applicant plans to use a consultant, they must be selected in accordance with competitive procurement requirements of 24 CFR part 84. Once the consultant is hired a formal written agreement must be kept on file. Applicants must use cost estimates based on historical data from the institution and/or from a qualified firm (e.g., architectural or engineering firm), vendor and/or qualified individual (e.g., independent architect or contractor) for a project that involves rehabilitation of residential, commercial, and/or industrial structures, and/or acquisition, construction, or installation of public facilities, and improvements. Such an entity must be involved in the business of rehabilitation, construction, and/or management. Equipment and contracts cannot be presented as a total estimated figure. For equipment, applicants must provide a list by type and cost for each item. Applicants using contracts must provide an individual description and cost estimate for each contract.

(3) Indirect costs. Indirect costs, if applicable, are allowable based on an established approved indirect cost rate. **Applicants must have on file, and submit to HUD if selected for award, a copy of their approved indirect cost rate agreement.** Applicants that are selected

for funding but do not have an approved indirect cost rate agreement, established by the cognizant federal agency, will be required to establish a rate. In such cases, HUD will issue an award with a provisional rate and assist applicants with the process of establishing a final rate.

e. Appendix. The appendix section of an application must not exceed 10 pages in length (excluding forms, position descriptions/job announcements, budget narrative, assurances, and commitment letters, memoranda of understanding and/or agreements). Each page must include the applicant's name and be numbered. **An applicant should not submit resumes, letters of support, or other back-up materials to supplement the application's narrative. In addition, general support letters endorsing the project should not be included.** If this information is included, it will not be considered during the review process. HUD will not consider the information on any excess pages. **The additional items will also slow the transmission of your application.**

2. Forms. The following forms are needed for submission. All forms listed below must be placed in the appendix section of the application.

- a. SF_424_Application_for_Federal_Assistance;
- b. SF_424_Supplement_Survey_on_Ensuring_Equal_Opportunities_for_Applicants (Faith_Based_EEO_Survey_SF_424_SUPP);
- c. HUD_424_CB_Grant_Application_Detailed_Budget;
- d. SF_LLL_Disclosure_of_Lobbying_Activities, if applicable;
- e. HUD_2880_Applicant/Recipient_Disclosure/Update_Report (HUD_Applicant_Recipient_Disclosure_Report), if applicable;
- f. HUD_2990_Certification_of_Consistency_with_RC_EZ_EC_II_Strategic_Plan, if applicable;
- g. HUD_2993_Acknowledgement_of_Applicant_Receipt. Applicants are not required to include this form, but if you want a receipt, please include in your application with the name and address complete;
- h. HUD_96010_Program_Outcome_Logic_Model; and
- i. HUD_96011_Third_Party_Documentation_Facsimile_Transmittal (Facsimile_Transmittal Form on Grants.gov). This form must be used as the cover page to transmit third party documents and other information. Applicants are advised to download the application package and complete the SF_424, which will pre-populate the Transmittal Cover page. The Transmittal Cover page will contain a unique identifier embedded in the page that will help HUD associate your faxed materials to your application. Please do not use your own fax sheet. HUD will not read any faxes that are sent without the HUD_96011 fax transmittal cover page. **Note: In order for your application to be transmitted you must complete this form even if you are not faxing any documents. In the section of the form titled "Name of Document Transmitting," enter the words "Nothing Faxed with this Application." Complete the remaining highlighted fields and enter the number "0" in the section of the form titled "How many pages (including cover) are being faxed?" It is important that you read the General Section for other specifics.**

3. Certifications and Assurances. Please read the **General Section** for detailed information on all the Certifications and Assurances.

When submitting attachment files, please pay close attention to the requirements for naming the attachment files. Attachment file names cannot have spaces, special characters or be

longer than 50 characters in length. Failure to follow these directions will result in a “VIRUSDETECT” error message and your application being rejected by the Grants.gov system.

C. Receipt Date and Time.

A completed application must be received by Grants.gov no later than 11:59:59 p.m. eastern time on the application deadline date of **August 16, 2010**. Applicants need to be aware that following receipt, applications go through a validation process in which the application may be accepted or rejected. Please allow time for this process to ensure that you meet the timely receipt requirements. Please see the 2010 **General Section** for instructions for timely receipt, including actions to take if the application is rejected. Applicants should carefully read the APPLICATION AND SUBMISSION INFORMATION in the 2010 **General Section**. This section contains information on using the most current Adobe Reader, timely receipt policies, and other application required information.

D. Intergovernmental Review

This program is excluded from the Intergovernmental Review process.

E. Funding Restrictions.

a. Ineligible activities for funding under this program include, but are not limited to the following:

1. Renovation and/or building of a facility in which the facility is not used at least 51 percent of the time by the institution;
2. Rental space to another entity that operates a small business assistance center;
3. Building of a new facility where the activities are run primarily by an outside entity;
4. Administrative activities (e.g., preparation/submission of HUD reports) that would result in an applicant exceeding the 20- percent cost limitations; and
5. Planning activities (e.g., strategic master plans) that would result in a grantee exceeding the 20 percent limitation on planning cost.

b. Curriculum development and/or expansion on an institution’s existing curriculum; and

c. Projects that will not be functional/operational at the end of the grant performance period.

F. Other Submission Requirements

1. Application Submission and Timely Receipt Instructions

Applications under this NOFA must be received electronically through the Federal website Grants.gov, unless a waiver of this requirement is granted in accordance with the instructions below. The procedures for electronic submission of applications issued in HUD’s **General Section**, including the provisions entitled “Receipt Dates and Times,” Applicants must follow the instructions included in the **General Section**, unless a waiver for cause in accordance with HUD’s waiver policy of 24 CFR 5.1005, to the electronic application requirements is approved by HUD. Applicants requesting a waiver must submit the request in writing no later than 15 days prior to the application deadline date. The letter must be addressed to Dr. Raphael W. Bostic, Assistant Secretary for Policy Development and Research, and be submitted via e-mail or fax to:

Susan Brunson

Office of University Partnerships
E-mail: Susan.S.Brunson@hud.gov
FAX: (202) 708-0309

Paper applications will not be accepted from applicants that have not been granted a waiver. If an applicant is granted a waiver, the approval notice will provide instructions for application submission and receipt requirements. **All applications in paper format must have received a waiver to the electronic application requirement and must be received no later than 4:59:59 p.m. close of business on the application deadline date.**

1. The application deadline for receipt of HUD applications via Grants.gov is 11:59:59 p.m. eastern time on the application deadline date. Applications must be received by Grants.gov by the deadline in order to meet the program deadline. Received means that the application has been successfully uploaded to the Grants.gov server and the applicant has received confirmation of successful submission to Grants.gov. Applicants should be aware that hitting the “sign and submit” button to transmit the application does not mean the application has been successfully uploaded to Grants.gov. Only when the upload is complete is the application date and time stamped by the Grants.gov system. An application that has been rejected by Grants.gov is not deemed to have been received by Grants.gov. Please see the **General Section** for a detailed explanation of Timely Receipt Requirements and Proof of Timely Receipt. As in the past, HUD encourages applicants to submit their applications early and with sufficient time to address any issues that might affect the applicant’s ability to have an application successfully uploaded and received by Grants.gov.

The paragraphs below describe HUD’s Grace Period Policy for FY 2010.

a. Applicants that have successfully uploaded their application to Grants.gov prior to the deadline, and subsequently receive a rejection notice from Grants.gov after the deadline date and time will have a one-day grace period from the date stamp on the first Grants.gov rejection notice after the deadline to cure the basis for the rejection and upload an application that corrects the problems cited in the rejection notice. Applicants can upload the application as many times as needed to cure noted deficiencies within the one-day grace period. The Grants.gov rejection notice identifies the reasons why the application was rejected. Applicants that do not understand the error messages received in the rejection notice should immediately contact the Grants.gov Help Desk so they can get assistance in clearing the problem. Generally, Grants.gov will reject an application because it contains an incorrect DUNS number or a DUNS number that does not match the AOR’s registration, the application was submitted by an individual without proper authorization as the AOR, and/or the application contains file names that trigger a “VirusDetect” message. The grace period ends one day after the date stamp on the first rejection notice received after the deadline date. **WARNING:** Applications that contain file names that are longer than 50 characters (HUD recommends using file names with 32 characters or less), or contain spaces, dashes or special characters, will result in the file being detected as a virus by the Grants.gov system and the application will be rejected with a “VirusDetect” message. Note: eliminate hyphens, special characters, and spaces even in the form names. In FY 2009, the use of spaces and special characters in file names, and the use of file names which were longer than fifty characters, resulted in the most instances of an applicant receiving a “VirusDetect” rejection. Applicants should also scan files for viruses because the Grants.gov system will also reject files with viruses.

Applications received by Grants.gov, including those received during the grace period, must be validated by Grants.gov to be rated or ranked or receive funding consideration by HUD.

HUD will use the date and time stamp on the Grants.gov system to determine dates when the grace period begins and ends.

b. Applications uploaded to Grants.gov after the deadline date under the following circumstances do not qualify for the grace period and will not be considered for funding:

(1) Applications uploaded and received by Grants.gov after the deadline date and time for which there is no prior rejection notice in the Grants.gov system logs will be considered late and will not be rated and ranked or receive funding consideration. Failure to successfully upload the application to Grants.gov by the deadline date and time does not qualify for the grace period as described above.

(2) Applications receiving a rejection notice due to the funding opportunity being closed will not be provided the one-day grace period to correct the “opportunity closed” deficiency or any other basis for rejection because the applicant missed the deadline date and time and therefore does not qualify for the grace period as described above.

(3) If an application is uploaded during the grace period and is subsequently rejected after the grace period ends, the applicant will not be afforded additional time to correct the deficiency (ies) noted in the rejection notice.

c. The grace period ends at 11:59:59 p.m. eastern time one-day from the date stamp on the first rejection notice issued by the Grants.gov system to the email address provided in the Grants.gov registration. Applicants must ensure that their email notification address contained in the Grants.gov registration is up-to-date. Neither HUD nor Grants.gov will be responsible if email messages are not received at the address listed in the registration process. Applicants must also ensure that their email systems will accept messages from Grants.gov. Applicants are responsible for monitoring their email messages. Messages from Grants.gov come from Support@grants.gov.

d. The only exceptions to HUD’s grace period policy are:

(1) The Grants.gov system is down and not available to applicants for at least 24 hours prior to the deadline date, or the system is down for 24 hours or longer, impacting the ability of applicants to cure a submission deficiency within the grace period; and/or

(2) There is a presidentially declared disaster in the applicant’s area. In the event of either or both of these events, HUD will publish a notice extending the deadline or cure period, for applicants affected, as appropriate.

e. Busy servers or slow processing are not the basis for HUD to extend the deadline dates or the grace period.

Applicants are advised to monitor the Grants.gov system using the Grants.gov blog at <http://grants-gov.blogspot.com>. The Grants.gov blog provides information on server capacity, traffic on the Grants.gov site, and other federal grant closings each day. Applicants should monitor the site and take into account the amount of traffic on the site when applying.

Applicants should also be aware that they can track the status of their application by going to grants.gov. and clicking on “Track My Application”. On that page, you can enter up to five Grant Tracking numbers for your submitted applications. Applicants can see the progress without having to look for the email notifications.

2. An applicant will not be provided additional opportunities to correct rejection errors if an application is rejected after the one-day grace period has expired. As with any electronic system, applicants may experience issues when attempting to submit their application which does not permit the uploading of the application to Grants.gov. Such issues can be due to firewall and virus protection software that the applicant has placed on their system or network; proxy and

cache settings; Internet traffic; limitation on the size of the files attempting to be transmitted established at the applicant's site or by the applicant's Internet provider; Grants.gov servers experiencing busy traffic; or any number of issues. Therefore, HUD strongly advises applicants to submit their applications at least 48 hours prior to the deadline and when the Grants.gov Help Desk is open so that assistance can be provided. Assistance may require diagnosing an applicant's particular issues. An applicant that does not follow HUD's advice increases the applicant's risk of not being able to meet the timely receipt requirements. A submission attempt less than the recommended 48 hours before the deadline does not allow the time needed to research the reason for the problem or to work with the applicant in overcoming the uploading difficulty. Similarly, attempting to submit within 24 hours of the deadline or on days when the Grants.gov Help Desk is closed does not allow the time needed for Grants.gov or HUD to provide the needed assistance. In addition, HUD staff cannot provide assistance or contact Grants.gov on your behalf on days when the Help Desk is closed. HUD strongly encourages applicants to carefully read the **General Section** for additional information regarding the Grants.gov registration process, submitting an application through Grants.gov, and timely receipt instructions. HUD also encourages applicants to submit their applications early with sufficient time to address issues that might prevent their applications from being received by Grants.gov.

Applicants should also note that Adobe has put out a new version of Adobe Reader compatible with Grants.gov. Applicants must use the latest versions of the Adobe Reader compatible with Grants.gov. To check which version of Adobe Acrobat you are using, go to the Help menu in Adobe Acrobat and then select "About Acrobat." A text box will appear containing an Adobe logo with a number. Under that information, you will see another number; this is the version number of your software (e.g., 8.1.1, 8.1.2, or 8.1.3, 9.0, etc).

V. Application Review Information

A. Criteria

1. Rating Factor 1: Capacity of the Applicant and Relevant Experience (25 points). This factor addresses the extent to which the applicant has the resources, experience, and capacity necessary to successfully implement the proposed project by the end of the grant performance period.

a. Knowledge and Experience. For First Time Applicants (25 points) or Previously Funded Applicants (15 points). In rating this subfactor, HUD will consider the extent to which the applicant clearly addresses the following:

(1) List and identify key project team members/staff, include their names, titles, respective roles, and time each individual is involved in the day-to-day operation/implementation of the project (e.g., Sally Susan Smith, Program Manager, will be dedicating 100 percent of her full-time position to this project);

If key personnel have not been hired, identify the position title, description of duties and responsibilities, and qualifications to be considered in the selection of personnel, including subcontractors and consultants (Please remember that contractors cannot be selected prior to application deadline as per OMB Circular A-21);

(2) Describe the knowledge and relevant experience (including the number of years and time frame that the experience is related to) of the proposed project team members/staff (as

outlined above) who will conduct the day-to-day project activities/implementation, consultants (including technical assistance providers), and contractors in planning and managing the type of project for which funding is being requested. In addition, describe the need for the individuals proposed in relation to the implementation/operation of the proposed project; and

(3) Explain the institution's experience and capacity to administer and monitor the type of project for which funding is being requested.

Applicant's staff experience and the institution's capacity to do the work will be judged in terms of recent and relevant knowledge and skills to undertake eligible program activities. HUD will consider experience within the last five (5) years to be recent and experience pertaining to similar activities to be relevant.

b. Past Performance (10 points) For Previously Funded Grant Applicants Only. This subfactor will evaluate how well an applicant has performed successfully under completed and/or open HUD TCUP grants. Applicants must demonstrate this by separately addressing the following information for **each previously completed and open HUD TCUP grants**:

(1) List all HUD TCUP grants received, including the grant number, dollar amount awarded and the amount expended and obligated as of the date this application is submitted;

(2) Provide the date the project(s) was completed; was it completed during the original three-year grant performance period; and if not completed, why (including when it was or will be completed); if the project is still in progress, provide details on the project's current status;

(3) Describe the achieved results (outcomes) consistent with the approved project management plan. If not completed as proposed, explain why;

(4) List and compare the amount of proposed leveraged funds and/or resources (outlined in the original application) to the amount that was actually leveraged as of the date this application is submitted; and

(5) Explain how and if all reporting requirements were met. Identify dates reports were submitted, whether they were complete, and whether they addressed all required information, i.e., progress reports including narratives, financial reports and Program Outcome Logic Models, as required by the grant agreement.

HUD will also review an applicant's past performance in managing funds, including but not limited to the ability to account for funding appropriately; timely use of funds received from HUD; meeting performance targets for completion of activities; timely submission of required reports; compliance with the program's required terms and conditions; and timely close-outs. In evaluating past performance under this subfactor, HUD reserves the right to deduct up to an additional ten (10) points from this rating score as a result of the information obtained from HUD's records, i.e., progress reports (including financial status and final reports), monitoring reports, Program Outcome Logic Model submission, and grant amendments for items when the information provided was not submitted in a timely manner, was not appropriate and/or adequate, etc.

2. Rating Factor 2: Need/Extent of the Problem (8 points).

a. This factor addresses the extent to which there is a need for funding the proposed activities and an indication of the importance of meeting the need(s). The need(s) described must be relevant to activities for which funds are being requested under Factor 3, Soundness of Approach. In addressing this factor, applicants should provide only data that are specific to the need(s) being addressed. Please do not provide any data that are not relevant to the specific activities presented in the application. At a minimum, an applicant must include the following and cite

statistics and/or analyses contained in at least one or more current, sound, and reliable data sources:

- (1) Describe the specific need(s) that will be addressed under this proposal; and
- (2) Describe the importance of meeting the proposed need(s).

b. In rating this factor, HUD will consider only current data that are specific to the target area where the proposed project activities will be carried out. Reliable sources of data may include information that describes the need, such as a need to have a building renovated because it is 50 years old and is deteriorating; a new computer lab has been built, but the computers are obsolete; a library has been expanded, but the books are outdated, local/tribal crime statistics, Indian Housing Plans, etc. Applicants must include the source and date of the information presented. HUD considers data collected within the last five (5) years to be current.

3. Rating Factor 3: Soundness of Approach (49 points). This factor addresses the soundness, quality, and effectiveness of the proposed work plan and the commitment of the applicant to sustain the proposed project activity(s). **Points are awarded under this factor for the quality of the approach or method used to implement the activities proposed in relation to the need(s) identified in Factor 2, Need/Extent of the Problem not for the number of activities proposed. This factor also addresses whether activities proposed are not eligible, HUD reserves the right to deduct points under this factor for those activities and/or not fund an application if the majority of the activities are ineligible. HUD will not fund projects that will not be operational at the end of the grant performance period.**

a. (38 Points) Quality of Work Plan. This subfactor will be evaluated on the extent to which an applicant provides a clear, detailed description of the proposed project activities, the anticipated results (outcomes), and the impact they will have on the target population at the end of the grant's performance period.

(1) **(34 points) Specific Activities.** The work plan must describe in detail all proposed project activities and major tasks (steps to complete the proposed activities) required to successfully implement the proposed project. The work plan must also identify the anticipated measurable outcomes these activities will have on the targeted population, as well as key team members/staff and partners, as identified in Factor 1, Capacity of the Applicant and Relevant Experience, who will be responsible and accountable for completing each major task. In addressing this subfactor, the applicant must include the following:

(a) Identify the systematic method/planning strategy(s) used during the development of the project for this application and when the planning began. Describe in detail how the proposed project/activities to be undertaken were identified in Factor 2, Need/Extent of the Problem and if/how they relate/complement the institution's mission

(b) Describe the process that will be utilized to implement and manage the proposed project activities;

(c) Describe each proposed project activity in measurable terms (e.g., construction of four classrooms, renovation of one technology center, the number of new classes that will be taught as a result of building a new structure);

(d) Identify the major tasks (steps to complete the proposed activities) required in sequential order to successfully implement and complete each proposed project activity. Include the target completion dates for each major task 6-month intervals, up to 36 months;

(e) Identify the key team members/staff, as identified in Factor 1, Capacity of the Applicant and Relevant Experience who will be responsible and accountable for completing each major task;

(f) List and describe how each activity meets one of the following Community Development Block Grant (CDBG) program national objectives:

- Benefit low- and moderate-income persons;
- Aid in the prevention or elimination of slums or blight; or
- Meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health and welfare of the community, and other financial resources are not available to meet such needs.

Criteria for determining whether an activity addresses one or more objective are provided at 24 CFR 570.208; and

(g) Describe the measurable impact (outcomes) that implementing each activity will have or is expected to have on the target population by the end of the grant performance period (e.g., number of facilities built, number of additional faculty hired, number of classrooms equipped, etc.).

(2) **(4 points)** Describe clearly how each proposed project activity will:

- (a) Address the needs **identified in Factor 2, Need/Extent of the Problem**; and
- (b) Relate to and not duplicate other activities in the target area.

b. (2 points) Involvement of the Faculty and Students. The applicant must describe in detail how it proposes to integrate the institution's students and faculty into the proposed project activities.

c. (2 Points) Economic Opportunities for Low- and very-Low--income Persons (Provision of Section 3). This subfactor will be evaluated on the extent to which an applicant describes how it proposes to carry out one or more of the tasks below to assist low- and very-low-income persons residing in the community in which the funds are spent (section 3 residents), and local businesses that substantially employ these persons (section 3 business concerns):

- (1) Direct new employment opportunities to Section 3 residents;
- (2) Award contracts or rehabilitation contracts to Section 3 business concerns; and /or
- (3) Target Section 3 residents or business concerns for training opportunities.

Additional information regarding the requirements of Section 3 can be found at 24 CFR Part 135 or the **General Section**.

d. (2 Points) HUD Policy Priorities. As described in the **General Section**, HUD is encouraging applicants to undertake programs and projects consistent with the Six Livability Principles for Sustainable Communities, and HUD Strategic Plan for FY 2010-2015. HUD's Policy Priorities are also established to encourage applicant to take additional actions to help achieve HUD's strategic goal. As outlined in the **General Section**, this year each NOFA will specify which Policy Priorities are applicable to receive points under the specific program, as well as the total number of possible points that may be awarded. Under this program NOFA applicants can only receive two (2) points and respond to one of the following two policy priorities: 1) Job Creation/Employment or 2) Sustainability. Each policy priority listed has a value of up to two (2) points associated with the priority. It is up to the applicant to determine which of the policy

priorities outlined below (and only the priorities listed below) they will address in order to receive the available two (2) points.

(1) Job Creation/Employment. As in previous years, two (2) points are associated with creating opportunities for Section 3 residents or business concerns, described under the “Economic Opportunities for Low- and Very Low-Income Persons” subfactor. This “Job Creation/Employment” policy priority includes other activities that may provide additional economic opportunities to non-Section 3 individuals and businesses. To receive the full two (2) points under this policy priority an applicant must respond to at least two of the activities listed below and explain how success will be measured during the grant performance period:

a. Activities:

- Identify the number of jobs to be created for low- and moderate-income persons during the performance period of your grant (Subgoal 4A).
- Identify the number and types of supportive services that will be created under this grant to enable individuals to obtain training, jobs and to retain those jobs/employment opportunities (Subgoal 3C).
- Identify the number of services that will be created to enable minority- and/or women-owned small businesses to receive training and assistance to improve and/or enhance their business and the quality of services provided and create/increase employment opportunities (Subgoal 3C). Identify the job creation/employment strategies that will be developed to improve wages and benefits for low-wage and low-skilled workers (Subgoal 4A).

b. Outcome Measures of Success:

- Increase in the number of jobs created for low- and moderate-income persons during the grant performance period.
- Increase in the number and types of supportive services created under this grant to enable individuals to obtain training, jobs and to retain those jobs/employment opportunities. Increase in the number of services created to enable minority- and women-owned small businesses owners to receive training and assistance to improve and/or enhance their business and the quality of services provided; and to create/increase employment opportunities (Subgoal 3C).
- Increase in the number of job creation/employment strategies developed that improved wages and benefits for low-wage and low-skilled workers.

(2) Sustainability. HUD’s Strategic Plan calls for a priority to be placed on investments that build inclusive and sustainable communities. To the Department, sustainability means ensuring that the land that we build on is clean or will be clean; the investments we make in neighborhoods help residents lead healthy, safe, affordable and productive lives; the buildings we invest in are energy efficient and healthy; and the regions we support are economically strong and provide opportunities for all residents to join in that strong future. To receive the full two (2) points under this policy priority an applicant must respond to at least two of the activities listed below and explain how success will be measured during the grant performance period:

a. Activities:

- Identify the number and types of community assets that will be promoted or preserved -- for example, affordable housing, small businesses, fresh food markets, parks, health and wellness centers, public facilities, and quality schools (Subgoal 4A).
- Identify the number and types of improvements that will impact the health and safety of the community, particularly for children and other vulnerable populations, by promoting green and

healthy design, construction, rehabilitation and maintenance of housing and communities (Subgoal 4B).

- Identify the type of support and promotion of an energy efficient, green, and healthy housing market by retrofitting existing housing, and/or supporting energy efficient new construction proposed by the end of the grant performance period (Subgoal 4B).
- b. Outcome Measures of Success:
- Increase in the number of affordable housing units constructed and rehabilitated in accordance with Green and healthy design principles.
 - Increase in the number of small/micro businesses created or expanded that support sustainable, energy efficient or green practices.
 - Increase in the number of parks created or revitalized and/or the amount of sq.ft./acreage.
 - Increase in the number of health and wellness centers constructed or renovated.
 - Increase in the number of public facilities constructed or renovated and the number of community residents served in these facilities.
 - Increase in the number of existing houses retrofitted to improve energy efficiency.
 - Increase in the number of new energy efficient homes constructed, by the end of the grant performance period.

Applicants that just list a priority, select priorities other than those listed above, and/or do not address the minimum required items outlined will receive no points under this subfactor. Please refer to the General Section for additional information about HUD's policy priorities.

e. (5 Points) Budget and Budget Narrative. HUD will assess the soundness of the planned approach by evaluating the quality, thoroughness, necessity, cost effectiveness, and reasonableness of costs to carry out the project activities, as well as the appropriateness of budget allocations and rationality of the proposed project budget and narrative. The budget and narrative should be included as an attachment. It should not be inserted in the body of the application and is not included in the page count. The information provided will be evaluated based on whether the expenses are reasonable, thoroughly explained, supported, and appropriate to carry out the proposed project. The budget narrative must be broken down by line item and must reflect the same dollar amounts listed in the budget. Administrative costs must be presented separately under the appropriate line items in the budget narrative (e.g., prorated amount of salaries, fringe, and costs related to planning and executing the project, preparation/submission of HUD reports, etc.). Remember no more than 20 percent of the requested grant amount can be used for administrative costs.

4. Rating Factor 4: Leveraging Resources (6 points). This factor addresses the ability of the applicant to increase capacity by securing resources that can be combined with HUD's grant funds. It is HUD's intent that these resources will assist the project in achieving its purpose and long term goals after HUD funds have expired.

HUD will consider the extent to which the applicant secures additional resources to increase the effectiveness of the proposed program activities. Overhead and other institutional costs that the institution has waived can be counted.

a. Examples of potential sources for outside assistance include:

- Tribal, federal, state, and local governments;
- Federal, state, and local governments;
- Local or national nonprofit organizations;

- Financial institutions and/or private businesses;
- Foundations; and/or
- Faith-based and other community-based organizations.

b. To address this factor, an applicant must include all commitment letters, memoranda of understanding, and/or agreements in the Appendix section of the application. Applicants that cannot attach their commitments letters, memoranda of understanding, and/or agreements with their document can fax the letters using the HUD_96011_Third_Party_Documentation_Facsimile_Transmittal (Facsimile_Transmittal_Form on Grants.gov). This form must be used as the cover page to transmit these documents as well as other information. Please do not use your own fax sheet. HUD will not match faxes to the appropriate application that are sent without the HUD_96011 fax transmittal cover page. Commitment letters, memoranda of understanding, and/or agreements must be dated no earlier than nine months prior to this published NOFA and prior to the application deadline date; if they are dated after the application deadline date **they will not be scored.**

Each letter, memorandum of understanding, and/or agreement must be dated no earlier than nine months prior to this published NOFA and include the following information below:

- (1) Address to Sherone Ivey, Deputy Assistant Secretary for University Partnerships;
- (2) The name of the organization and the executive officer authorizing the funds/goods and/or services
- (3) The cash amount contributed or dollar value of the in-kind goods and/or services committed and how the value of the contribution was determined (**If a dollar amount and its use are not shown, the value of the contribution will not be scored**);
- (4) A specific description of how each contribution is to be used toward specific proposed activities as outlined in Factor 3;
- (5) The date the contribution will be made available and a statement that describes the duration of the contribution; and
- (6) The signature of the appropriate executive officer authorized to commit the funds and/or goods and/or services.

c. Resources will not be counted for which there is no commitment letter, memorandum of understanding/agreement, or quantified level of commitment, and/or when the letter, memorandum of understanding or agreement does not address ALL of the requirements outlined above. Please do not have partners send commitment letters directly to HUD because they will not be included in the review process. Applicants must include all letters, memoranda of understanding, and/or agreements in the Appendix of the application. In addition, please do not include any general support letters endorsing the project from organizations; including elected officials on the local, state, or national levels. No points will be awarded for general support letters. **Note: Submission of a grant award notification from another entity/agency in place of a commitment letter, memorandum of understanding, and/or agreement does not meet the requirement of this factor and will not be accepted.**

In scoring this factor, HUD will award the following points for letters, memoranda of understanding, and/or agreements that address all requirements:

- (1) Six (6) points to an applicant that provides leveraged resources in their application, that represent 10 percent or more of the amount requested under this program;
- (2) Five (5) points to an applicant that provides leveraged resources in their application, that represent 9 percent of the amount requested under this program;

- (3) Four (4) points to an applicant that provides leveraged resources in their application, that represent 8 percent of the amount requested under this program;
- (4) Three (3) points to an applicant that provides leveraged resources in their application, that represent 7 percent of the amount requested under this program;
- (5) Two (2) points to an applicant that provides leveraged resources in their application, that represent 6 percent of the amount requested under this program; and
- (6) One (1) point to an applicant that provides leveraged resources in their application, that represent 5 percent of the amount requested under this program.
- (7) Zero (0) points to an applicant that provides leveraged resources in their application, that are less than 5 percent of the amount requested under this program.

5. Rating Factor 5: Achieving Results and Program Evaluation (12 points). This factor reflects HUD's commitment to embracing high standards of management and accountability. It measures the applicant's commitment to assess their performance to achieve the project's proposed objectives and goals. Applicants are required to develop an effective, quantifiable, outcome-oriented evaluation plan for measuring performance and determining that objectives and goals have been achieved by using the HUD_96010_Program_Outcome_Logic_Model." The Logic Model is a summary of the narrative statements presented in Factors 1 through 3. Therefore, the information submitted on the Logic Model should be consistent with the information contained in the narrative statements.

In evaluating this factor, HUD will assess the extent to which the applicant demonstrates how results of the project will be measured as outlined in the proposed work plan. To meet this factor requirement, applicants must submit a completed HUD_96010_Program_Outcome_Logic_Model. Applicants must select from the list of activities and outcomes to determine their specific methods and measures that will be used to assess progress and evaluate program effectiveness. If an item is not found on the list of activities or outcomes, applicants can select "other" and then insert the activity and/or outcome and unit of measurement. Applicants can use the "other" option for up to three activities and three outcomes. See the instructions tab in the Logic Model for further details. HUD will not accept activities or outcomes selected as "other" that do not contain an identified statement of the activities/outcomes or units of measurement. Utilizing this form will help grantees to ensure that performance measures are being met and achievable realistic goals are being established.

a. Logic Model instructions (using a Microsoft Excel[®] form) are provided on the Logic model form that can be downloaded from http://www07.grants.gov/applicants/apply_for_grants.jsp. Applicants that do not have access to Microsoft Excel[®] 2003 or 2007, should contact the NOFA Information Center at (800) HUD-8929. Individuals with hearing or speech impairments may access this number via the toll-free Federal Information Relay Service at (800) 877-8339.

A narrative response is not required for this factor as all applicants must use the logic model form to respond to this factor. However, if a narrative is included, these pages will be included in the page count. HUD has developed a new approach to completing this form. Applicants should also review the Logic Model training, which can be found online at: <http://www.hud.gov/webcasts/index.cfm>.

b. HUD will review the outputs and outcomes in relation to the needs identified. "Outcomes" are benefits accruing to TCUs during or after participation in the TCUP. Applicants must clearly identify the outcomes to be measured and achieved. Examples of outcomes include increased number of classroom spaces available, increased student enrollment and graduation rates, etc.

Applicants must also establish outputs that lead to the ultimate achievement of outcomes. “**Outputs**” are the direct products of the project’s activities. Examples of outputs are the number of new facilities renovated or the number of new dormitories built. Outputs should produce outcomes for the project. At a minimum, an applicant must address the following activities in the evaluation plan:

- (1) Short- and long-term objectives to be achieved; and
- (2) Measurable outcomes the grant will have on the university or the target population.

Applicants must also reference policy priorities, as stated in response to Factor 3, and relate them to the project’s goals, as appropriate.

HUD will evaluate the Logic Model in accordance with the matrix provided in Attachment 1 of the **General Section**.

B. Review and Selection Process

1. Application Selection Process

Two types of reviews will be conducted:

- a. A threshold review to determine an applicant’s basic eligibility; and
- b. A technical review for all applications that pass the threshold review to rate and rank the application based on the “Rating Factors” listed in Section V. A.

Only those applications that pass the threshold review will receive a technical review and be rated and ranked.

2. Rating Panels. To review and rate applications, HUD may establish panels that may include experts or consultants not currently employed by HUD to obtain certain expertise.

3. Ranking. HUD will fund applications in rank order, until all available program funds are awarded. **In order to be considered for funding, an applicant must receive a minimum score of 75 points** out of a possible 100 points for Factors 1-5; plus up to two bonus points that may be awarded for activities conducted in the **RC_EZ_EC_II** communities, as described in the **General Section**. If two or more applications have the same number of points, the application with the most points for Factor 3 shall be selected. If there is still a tie, the application with the most points for Factor 2 shall be selected. If there is still a tie, the application with the most points for Factor 1, 4, and then 5 shall be selected in that order, until the tie is broken. HUD reserves the right to select out of rank order to provide for geographic distribution of grantees.

HUD also reserves the right to reduce the amount of funding requested in order to fund as many highly ranked applications as possible. Additionally, if funds remain after funding the highest ranked applications, HUD may fund part of the next highest-ranking application. If an applicant turns down the award offer, HUD will make an award to the next highest-ranking application. If funds remain after all selections have been made, the remaining funds will be carried over to the next funding cycle's competition.

HUD will not fund any portion of an application that is not eligible for funding under regulatory requirements; does not meet the requirements of the NOFA; or may be duplicative of other funded programs or activities/tasks from prior year awards. Only the eligible portions of an application will be funded. When the majority of the activities are ineligible, HUD will not fund the application.

4. Corrections to Deficient Applications. See the **General Section**.

C. Anticipated Announcement and Award Dates. Announcements of awards are anticipated on or before September 30, 2010.

VI. Award Administration Information

A. Award Notice

After all selections have been made, HUD will notify all winning applicants in writing. HUD may require winning applicants to participate in additional negotiations before receiving an official award. For further discussion on this matter, please refer to the **General Section**.

B. Administrative and National Policy Requirements

1. Debriefing. The **General Section** provides the procedures for requesting a debriefing. All requests for debriefings must be made in writing to: Kinnard Wright, Office of University Partnerships, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 8226; Washington, DC 20410-6000. Applicants may also request a debriefing via e-mail at [Kinnard.D. Wright@hud.gov](mailto:Kinnard.D.Wright@hud.gov).

2. Administrative. Grants awarded under this NOFA will be governed by the provisions of 24 CFR Part 84 (Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations), OMB Circular A-21 (Cost Principles for Educational Institutions) and OMB Circular A-133 (Audits of States, Local Governments, and Non-Profit Organizations). Applicants can access the OMB circulars at the White House Web site at <http://www.whitehouse.gov/omb/circulars>.

3. OMB Circulars and Government-wide Regulations Applicable to Financial Assistance Programs. See the **General Section** for further discussion.

4. Code of Conduct. See the **General Section** for further discussion.

5. Procurement of Recovered Materials. See the **General Section** for further discussion.

6. Code of Conduct. See the **General Section** for further discussion.

C. Reporting

1. All grant recipients under this NOFA are required to submit quarterly progress reports. The progress reports shall consist of two components: a narrative that must reflect the activities undertaken during the reporting period and a financial report that reflects costs incurred by budget line item, as well as a cumulative summary report during the reporting period. In addition, grant recipients must submit a HUD_96010_Program_Outcome_Logic_Model form annually, which identifies their program's output and outcomes achieved.

2. Applicants selected for funding should also be aware that they will be required to report sub-award information within 30 days of making a sub-award in an amount of \$25,000 or greater as required by the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282). The Federal Funding Accountability and Transparency Act of 2006 calls for the

establishment of a central website that makes available to the public full disclosure of all entities receiving federal funds. Applicants should be aware that the law requires the information provided on the federal Web site to include the following elements related to all sub-award transactions \$25,000 or greater.

- a. The name of the entity receiving the award;
- b. The amount of the award;
- c. Information on the award, including the transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source, and an award title descriptive of the purpose of each funding action;
- d. The location of the entity receiving the award and primary location of performance under the award, including the city, state, congressional district, and country;
- e. A unique identifier (DUNS number) of the entity receiving award and of the parent entity of the recipient (DUNS number of the parent entity) should the entity be owned by another entity;
- f. Federal parent award number and sub-award grant number;
- g. The tier level the sub-award was made at; and
- h. Any other relevant information specified by OMB.

There are exceptions for sub-awards less than \$25,000 made to individuals or to an entity whose annual expenditures are less than \$300,000.

Applicants should also be aware that the sub-award provision carries to all tiers (e.g., a direct award is made by HUD to an organization that in turn makes an award to another organization that then makes another award and so on). Collection of the tier level at which the award is made as well as federal parent award number can help in tracing the sub-award data as it tiers down several levels. Sub-award reporting requirements to meet the Federal Funding Accountability Transparency Act of 2006 requirements will be finalized in the award agreement. The award may also include reporting requirements for compliance with Section 872 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Pub. L. 110-417), referred to as “Section 872”.

VII. Agency Contacts

Applicants may contact Kinnard Wright at (202) 402-7495, or Susan Brunson at (202) 402-3852. Persons with speech or hearing impairments may call the Federal Information Relay Service TTY at (800) 877-8339. Except for the “800” number, these numbers are not toll-free. Applicants may also reach Mr. Kinnard Wright via e-mail at Kinnard.D.Wright@hud.gov, and/or Ms. Brunson at Susan.S.Brunson@hud.gov.

VIII. Other Information:

A. Paperwork Reduction Act

The information collection requirements contained in this document have been approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520) and assigned OMB control number 2528-0215. In accordance with the Paperwork Reduction Act, HUD may not conduct or sponsor, and a person is not required to

respond to, a collection of information unless the collection displays a currently valid OMB control number. Public reporting burden for the collection of information is estimated to average 68 hours per annum per respondent for the application and grant administration. This includes the time for collecting, reviewing, and reporting the data for the application, quarterly and final report. The information will be used for grantee selection and monitoring the administration of funds. Response to this request for information is required in order to receive the benefits to be derived.

B. Environmental.

A Finding of No Significant Impact (FONSI) with respect to the environment has been made for this NOFA in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)). The FONSI is available for public inspection between 8 a.m. and 5 p.m. weekdays in the Regulations Division, Office of General Counsel, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 10276, Washington, D.C., 20410-0500. Due to security measures at the HUD Headquarters building, an advance appointment to review the FONSI must be scheduled by calling the Regulations Division at (202) 708-3055 (this is not a toll-free number).

Dated: JUL 15 2010



Raphael W. Bostic
Assistant Secretary for Policy
Development and Research

[FR-5415-N-06]