



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, DC 20410-7000

OFFICE OF THE ASSISTANT SECRETARY FOR  
COMMUNITY PLANNING AND DEVELOPMENT

SEP 4 2014

Mr. Larry L. Laine  
Deputy Land Commissioner  
Texas General Land Office  
1700 North Congress, Suite 935  
Austin, TX 78701

Dear Mr. Laine:

The Department received the State of Texas, General Land Office (GLO) letter of July 17, 2014, requesting approval of the State's Action Plan submission. I am pleased to inform you that HUD is accepting Amendment Number 3 to the State's Action Plan 1 for Community Development Block Grant disaster recovery (CDBG-DR) funds for the Bastrop Wildfires under Public Law 112-55. The purpose of this amendment is to reallocate \$5,276,710 from the housing to non-housing activities, as shown below:

Activity	Previous Budget Amount	Amount of Transfer	Revised Budget Amount
Bastrop County			
Housing Single-Family Repair/Recon	\$9,042,369	\$(4,335,501)	\$4,706,868
Down Payment Assistance	\$1,000,000	\$(941,209)	\$58,791
Infrastructure	\$15,013,381	\$3,935,242	\$18,948,623
Fire Protection and Infrastructure	\$4,697,952	\$1,341,468	\$6,039,420
Administration	\$1,565,984	\$0	\$1,565,984
<b>TOTAL</b>	<b>\$31,319,686</b>		<b>\$31,319,686</b>

All other information, requirements, and certifications contained in the Action Plan and Action Plan Amendments Number 1 and 2 remain in force unless addressed by the amendment.

If you or any members of your staff have any questions concerning this matter, please contact, Marion Mollegen McFadden, Deputy Assistant Secretary for Grant Programs, at (202) 708-2111.

Sincerely,

Clifford Taffet  
General Deputy Assistant Secretary  
for Community Planning and Development

# State of Texas



## Plan for Disaster Recovery - Amendment No. 3 U. S. Department of Housing and Urban Development (HUD)

Section 239 Appropriations Act, 2012  
(Pub. L. 112-55, approved November 18, 2011)

*July 12, 2012*

*Revised July 11, 2014*

Prepared by

**Texas General Land Office**

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## AMENDMENT No. 3 Reallocation of Funding

This document constitutes the Third Amendment to the *State of Texas Plan for Disaster Recovery* (Action Plan) dated July 12, 2012 for CDBG disaster recovery funds related to the Wildfire disasters of 2011. The State of Texas received approval on January 3, 2013, on its Action Plan Amendment #1 to revise Housing Applicant Eligibility Criteria. On July 18, 2013, Action Plan Amendment #2 was approved to allow the State to create the Fire Protection and Infrastructure Program.

Changes contained in Action Plan Amendment No. 3 for Reallocation of Funding for approved Fire Protection and Infrastructure projects are highlighted. All other information, requirements, and certifications contained in the Action Plan and Action Plan Amendments No. 1 and 2 remain in force unless addressed in this amendment.

Action Plan Amendment No. 3 will be posted for the required 7-day comment period. Recipients of the public comment period notice will include, but are not limited to, low income housing advocates and community organizations representing homeless and special needs populations, all mayors, county judges, and tribal leaders in the declared areas.

### I. Evaluation of Need for Housing, Infrastructure, and Economic Development

In order to assess level of need, the Texas General Land Office (GLO) has identified concentrations of Low and Moderate Income (LMI) households, acreage burned, Individual Assistance dollars awarded and Project Worksheets (FEMA Public Assistance) in each Presidentially declared disaster affected county (see maps in Appendix F). These data sets serve to quantify the level of damage in these areas.

### D. State Administered Disaster Recovery Program

#### II. Program Budget

<b>Bastrop County</b>	<b>\$ 23,714,282</b>
Housing*	\$ 4,765,659
Single Family Repair/Recon	\$ 4,706,868
Down Payment Assistance	\$ 58,791
Infrastructure	\$ 18,948,623
Estimated # of homes (incl.DPA)	35
<b>Balance of Funds</b>	<b>\$ 6,039,420</b>
<b>Fire Protection and Infrastructure Program</b>	<b>\$ 6,039,420</b>
<b>State Admin</b>	<b>\$ 1,565,984</b>
<b>Total Allocation</b>	<b>\$ 31,319,686</b>
*Housing Allocations include Project Delivery & Interim Assistance	

#### a) Grant Allocations

Funds will be used solely for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure and housing, and economic revitalization in the most impacted and distressed Texas counties as declared in DR-4029-TX.

As required by the Federal Register, the GLO will be allocating at least eighty percent (80%) of the overall grant to the County of Bastrop. The GLO will be setting aside \$58,791 for a down payment assistance program; with any remaining unutilized funds out of the DPA program going to infrastructure projects.

The housing portion of the Bastrop County allocation will be administered by the GLO and their sub-contractors with any remaining unutilized funds out of the housing programs going into infrastructure projects. The infrastructure portion of the Bastrop County allocation will be a direct award to the County and will be administered by the County under GLO oversight.

A portion of the unused housing funds, \$1,341,468, will be used to fund eligible projects through the competition for fire protection and infrastructure projects in all disaster-declared counties eligible under FEMA DR-4029-TX. The remaining Fire Protection and Infrastructure Program funds not awarded through the competitive process will be made available to Bastrop County for any eligible infrastructure projects in Bastrop County.

The GLO will ensure, as is required and identified in the Federal Register, that at least fifty-percent (50%) or \$15,659,843 of the entire CDBG Disaster Recovery grant award will be used for activities that benefit low to moderate income persons.

### III. Eligibility and Scoring Criteria

According to the Department of Housing and Urban Development (HUD), only those that were affected within the disaster declared counties of FEMA DR-4029-TX are eligible to receive assistance under this grant. The GLO will potentially utilize all three National Objectives to carry out all programs under this allocation.

**b) Infrastructure**

Funds awarded to eligible applicants for infrastructure allowable activities can be classified in two ways:

1. Infrastructure Activities - the repair, replacement or relocation of damaged public facilities; or
2. Fire Protection Services - a quantifiable increase in fire protection services through increased capacity of fire systems

There will be two separate infrastructure CDBG Disaster Recovery Programs under the CDBG Disaster Recovery award for the Texas Wildfire disaster:

- i. Bastrop County Infrastructure Program; this will be paid for with **\$18,948,623** and will be a direct award to the County. Bastrop County's infrastructure projects above **\$6,039,420** must prioritize LMI projects subject to the GLO's ability to meet its obligation for 50% of the entire allocation being spent on the LMI National Objective.
- ii. **Fire Protection and Infrastructure Program**- Competitive award in which all counties in the DR-4029 disaster declared counties, including Bastrop, will apply and be scored and weighted in order of the criteria listed below (scoring methodology can be found in Appendix D):
  - Per capita damage during the DR-4029-TX disaster:  
**30 Points**
  - LMI component:  
**30 Points**
  - Unemployment/Economic Health:  
**20 Points**
  - Recurrence of Wildfire Damage: (How often is the community significantly affected by wildfire and what is their rate of recovery for each season?)  
**20 Points**
  - Tie-Breaker: What is the poverty rate (poverty percentage) of the census geographic area?

Tied applicants will be ranked in order of poverty rate, with the higher poverty rate being ranked highest.

The Fire Protection and Infrastructure Program will be funded up to a maximum of **\$6,039,420** subject to the GLO's ability to meet its obligation for 50% of the entire allocation being spent on the LMI National Objective.