



U.S. Department of Housing and Urban Development
Community Planning and Development

Special Attention of:

All Regional Administrators
All CPD Division Directors
All CDBG Grantees

Notice: CPD-11-02

Issued: April 28, 2011
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Supersedes: CPD Notice 10-02

SUBJECT: Instructions for Urban County Qualification for Participation in the Community Development Block Grant (CDBG) Program for Fiscal Years (FYs) 2012-2014

INTRODUCTION

This Notice establishes requirements, procedures and deadlines to be followed in the urban county qualification process for FYs 2012-2014. Information concerning specific considerations and responsibilities for urban counties is also provided. HUD Field Offices and urban counties are expected to adhere to the deadlines in this Notice.

This Notice provides guidance for counties wishing to qualify or requalify for entitlement status as urban counties, as well as for existing urban counties that wish to include previously nonparticipating communities. **Please send copies of this Notice to all presently qualified urban counties, to each county that can qualify for the first time or requalify for FYs 2012-2014, and to each state administering the State CDBG program which includes a potentially eligible urban county. If you are notified of one or more new potential urban counties, each should be provided a copy of this Notice.** This Notice includes six attachments which contain listings of: Attachment A, all currently qualified urban counties; Attachment B, counties that can potentially qualify for the first time or requalify this qualification period (2012-2014); Attachment C, counties scheduled to qualify or requalify in FY 2012 for FY 2013-2015; Attachment D, counties scheduled to qualify or requalify in FY 2013 for FY 2014-2016; Attachment E, currently qualified urban counties that can add nonparticipating units of government for the remaining one or two years of their qualification period; and Attachment F, list of counties that may qualify as urban counties if metropolitan cities relinquish their status. Additions to Attachment B may be provided separately.

The schedule for qualifying urban counties is coordinated with qualifying HOME consortia in order to be able to operate both the CDBG and HOME programs using the same urban county configurations. The CDBG urban county qualification process for the FY 2012-2014 qualification period will start April 22, 2011, and run through September 21, 2011. This will provide HUD sufficient time before the September 30 deadline for FY 2012 funding under the HOME Program to notify counties that they qualify as urban counties under the CDBG Program. Urban county worksheets will be accessible via CPD's Grants Management Process

(GMP) system. The CPD Systems Development and Evaluation Division will provide guidance on completing, submitting and verifying urban county qualification data in the GMP system.

New requirements were added in 2008 to the urban county qualification process concerning notification and submission of documents to HUD Headquarters. Jurisdictions that are qualifying as an urban county for the first time must submit all required documents outlined in Section IV to the Entitlement Communities Division in HUD Headquarters in addition to their local HUD offices (see Section IV for details). In addition, if new jurisdictions are seeking to qualify as urban counties because they contain metropolitan cities willing to relinquish their entitlement status, the Entitlement Communities Division in HUD Headquarters should be notified as soon as possible, but no later than two weeks after the jurisdictions notify the Field Office of their intent to qualify as an urban county (see Section VIII for details).

Section IX was changed in 2008 to further clarify the actions required by HUD Field Office Counsel to complete Determinations of Essential Powers for new and requalifying urban counties.

Policy questions from Field Offices related to this Notice should be directed to the Entitlement Communities Division at (202) 708-1577. Data questions should be directed to the Systems Development and Evaluation Division at (202) 708-0790. Requests for deadline extensions should be directed to the Entitlement Communities Division. The TTY number for both divisions is (202) 708-2565. These are not toll-free numbers.

The information collection requirements contained in this notice 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 2506-0170, which expires 2/29/12. 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.

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Attachment C - Counties Scheduled to Requalify in 2012 for FYs 2013-2015

Attachment D - Counties Scheduled to Requalify in 2013 for FYs 2014-2016

Attachment E – Counties Qualified Through 2012 or 2013 That Contain Non-Participating Communities

Attachment F – List of Counties That May Qualify as Urban Counties if Metropolitan Cities Relinquish Their Status

COMMUNITY DEVELOPMENT BLOCK GRANT
URBAN COUNTY QUALIFICATION
Fiscal Years 2012-2014

In accordance with 24 CFR 570.307(a) of the Community Development Block Grant (CDBG) regulations, the information below explains HUD's process for qualifying and requalifying urban counties for purposes of the CDBG program.

I. GENERAL REQUIREMENTS

A. Threshold

In order to be entitled to receive CDBG funds as an urban county, a county must qualify as an urban county under one of the following thresholds:

1. Have a total combined population of 200,000 or more (excluding metropolitan cities) from the unincorporated areas and participating incorporated areas; or
2. Have a total combined population of at least 100,000 but less than 200,000 from the unincorporated areas and participating incorporated areas, provided that, in the aggregate, those areas include the majority of persons of low and moderate income that reside in the county (outside of any metropolitan cities). Under this provision the county itself must still have a potential combined population of 200,000 (excluding metropolitan cities); or
3. Meet specific requirements of Sec. 102(a)(6)(C) or (D) of Title I of the Housing and Community Development Act of 1974, as amended.

HUD must make a review to determine that an urban county possesses essential community development and housing assistance powers in any unincorporated areas that are not units of general local government (UGLGs). HUD must also review all of the UGLGs within the county to determine those, if any, in which the county lacks such powers. The county must enter into cooperation agreements with any such units of local government that are to become part of the urban county. Such agreements would bind an UGLG to cooperate in the use of its powers in carrying out essential activities in accordance with the urban county's program. See Section IX for additional information on Determinations of Essential Powers.

B. Consolidated Plan Requirements

In order to receive an Entitlement Grant in FY 2012, an urban county must have an approved Consolidated Plan (pursuant to 24 CFR 570.302 and Part 91). This includes urban counties newly qualifying during this qualification period; urban counties that continue to include the same communities previously included in the urban county; and those urban counties that are amending their urban county configurations to add

communities that chose not to participate previously. Where an urban county enters into a joint agreement with a metropolitan city for CDBG purposes, a Consolidated Plan is submitted by the urban county to cover both governmental entities.

Pursuant to 24 CFR Part 91, submission of a jurisdiction's Consolidated Plan may occur no earlier than November 15, and no later than August 16, of the Program Year for which CDBG, HOME, Emergency Shelter Grants (ESG) and Housing Opportunities for Persons With AIDS (HOPWA) funds are appropriated to cover the Federal fiscal period of October 1, 2011, through September 30, 2012. **An urban county's failure to submit its Consolidated Plan by August 16, 2011, will automatically result in a loss of CDBG funds for the 2012 program year (24 CFR 570.304(c)(1)).** The Consolidated Plan must meet all requirements of 24 CFR Part 91, including all required certifications.

C. Consolidated Plan Requirements Where the Urban County is in a HOME Consortium

Where UGLGs form a "consortium" to receive HOME funding, the consortium submits the Consolidated Plan for the entire geographic area encompassed by the consortium (24 CFR 91.400). Therefore, if an urban county is a member of a HOME consortium, the consortium submits the Consolidated Plan, and the urban county, like all other CDBG entitlement grantees in the consortium, is only required to submit its own non-housing Community Development plan (24 CFR 91.215(f)), an Action Plan (24 CFR 91.220) and the required Certifications (24 CFR 91.225(a) and (b); 91.425 (a) and (b)), as part of the consortium's Consolidated Plan. If an urban county has a CDBG joint agreement with a metropolitan city, they must form a HOME consortium to become one entity for HOME purposes (For additional information on the requirements for consortia agreements, see 24 CFR 92.101 and the Notice of Procedures for Designation of Consortia as a Participating Jurisdiction for the HOME Program (CPD-08-01)).

D. Synchronization of Urban County and HOME Qualification Periods

The CDBG urban county's and HOME consortium's qualification periods are for three successive years. If a member urban county's CDBG three-year cycle is not the same as the HOME consortium's, the consortium may elect a qualification period shorter than three years to get in sync with the urban county's CDBG three-year qualification cycle, as permitted in 24 CFR 92.101(e).

II. QUALIFICATION SCHEDULE

The following schedule will govern the procedure for urban county qualification for the three-year qualification cycle of FYs 2012-2014. Unless noted otherwise, deadlines may only be extended by prior written authorization from Headquarters. Deadlines in paragraphs D, E, G, and I may be extended by the Field Office as specified below. However, no extension may be granted by the Field Office if it would have the effect of extending a subsequent deadline that the Field Office is not authorized to extend.

- A. By May 13, 2011, the HUD Field Office shall notify counties that may seek to qualify or requalify as an urban county of HUD's Determination of Essential Powers (see Section IX) as certified by the Field Office Counsel (see Attachment B, Counties Scheduled to Qualify or Requalify in 2011 for the 2012-2014 Qualification Period).
- B. By May 13, 2011, counties must notify split places of their options for exclusion from or participation in the urban county (see Attachment B and Section III, paragraph D, for an explanation of split places).
- C. By May 13, 2011, counties must notify each included unit of general local government, where the county is authorized to undertake essential community development and housing assistance activities without the consent of the governing body of the locality, of its right to elect to be excluded from the urban county, and the date by which it must make such election (see Attachment B and paragraph E, below). Included units of government must also be notified that they are not eligible to apply for grants under the State CDBG program while they are part of the urban county, and that, in becoming a part of the urban county, they automatically participate in the HOME and ESG programs if the urban county receives HOME and ESG funding, respectively. Urban counties do not receive a direct HOPWA formula allocation. Moreover, while they may only receive a formula allocation under the HOME and ESG Programs as part of the urban county, this does not preclude the urban county or a unit of government participating with the urban county from applying for HOME or ESG funds from the State, if the State allows.

A county that is already qualified as an urban county for FY 2012 (see Attachment E, Counties Qualified through 2012 or 2013 that Contain Nonparticipating Communities) may elect to notify nonparticipating units of government that they now have an opportunity to join the urban county for the remainder of the urban county's qualification period (see paragraph H, below).

- D. By May 13, 2011, any county which has executed cooperation agreements with no specified end date is required to notify affected participating units of government in writing that the agreement will automatically be renewed unless the unit of government notifies the county in writing by June 3, 2011, (see paragraph F, below) of its intent to terminate the agreement at the end of the current qualification period (see Attachment B). Any extension of this deadline must be authorized in writing by the Field Office. An extension of more than seven days requires the Field Office to notify the Entitlement Communities Division by telephone.
- E. By June 3, 2011, any included unit of general local government, where the county does not need the consent of its governing body to undertake essential community development and housing assistance activities, that elects to be excluded from an urban county must notify the county and its HUD Field Office, in writing, that it elects to be excluded. Any extension of this deadline must be authorized in writing by the Field Office. An extension of more than seven days requires notification of the Entitlement Communities Division by telephone.

- F. By June 3, 2011, any unit of government that has entered into a cooperation agreement with no specified end date with the county and elects not to continue participating with the county during the FY 2012-2014 qualification period must notify the county and its HUD Field Office in writing that it is terminating the agreement at the end of the current period. The county may allow additional time provided any such extension does not interfere with the county's ability to meet the deadline in paragraph J, below.
- G. By June 3, 2011, any unit of general local government that meets "metropolitan city" status for the first time and wishes to defer such status and remain part of the county, or to accept such status and become a joint recipient with the urban county, must notify the county and the HUD Field Office in writing that it elects to defer its metropolitan city status or to accept its status and join with the urban county in a joint agreement. Any metropolitan city that had deferred its status previously or had accepted its status and entered into a joint agreement with the urban county, and wishes to maintain the same relationship with the county for this next qualification period, must notify the county and the HUD Field Office in writing by this date. A potential metropolitan city that chooses to accept its entitlement status, but chooses not to enter into a joint agreement with the urban county, or a current metropolitan city that chooses not to maintain a joint agreement with the urban county, must also notify the urban county and the HUD Field Office by this date. Any extension of this deadline must be authorized in writing by the Field Office. An extension of more than seven days requires the Field Office to notify the Entitlement Communities Division by telephone.
- H. By June 3, 2011, any unit of general local government that is not currently participating in an urban county and chooses to participate for the remaining second or third year of the county's qualification period must notify the county and the HUD Field Office in writing that it elects to be included. The county may allow additional time provided any such extension does not interfere with the county's ability to meet the deadline in paragraph J, below.
- I. By July 1, 2011, HUD Field Offices must notify CPD's Systems Development and Evaluation Division via e-mail whether a potential new metropolitan city elects to defer or accept its status (as discussed in paragraph G, above).
- J. By July 15, 2011, any county seeking to qualify as an urban county (see Attachment B) or to include any previously nonparticipating units of general local government into its configuration (see Attachment E) must submit to the appropriate HUD Field Office all qualification documentation described in Section IV, Documents to be Submitted to HUD by County. Any extension of this deadline must be authorized in writing by the Field Office and should not interfere with the Field Office's ability to meet the deadline in paragraph K. The Entitlement Communities Division must be notified by telephone if an extension of more than seven days is needed.
- K. By July 29, 2011, Field Office Counsel should complete the reviews of all cooperation

agreements and related authorizations and certify that each cooperation agreement meets the requirements of Section V, Cooperation Agreements. Any delay in completion of the review must not interfere with the Field Office's ability to meet the deadline in paragraph M. The Entitlement Communities Division should be notified by telephone of any delay in the Field Counsel's review. **Note: If a county is using a renewable agreement and has submitted a legal opinion that the terms and conditions of the agreement continue to be authorized (see Section IV, paragraph E), review of such opinion by Field Office Counsel is optional.**

- L. During mid to late June, Headquarters will post the urban county worksheets for each qualifying and requalifying urban county (listed on Attachment B) on the CPD Grants Management Process (GMP) system. **All information on included units of government must be completed via GMP.** Specific instructions for completing these electronic worksheets will be provided by the CPD Systems Development and Evaluation Division at the time they are posted on GMP.
- M. By August 12, 2011, Field Offices shall update and complete the form electronically for each qualifying or requalifying county. The revised worksheet must be sent to the appropriate county for verification of data (either via FAX, email, or regular mail). The Systems Development and Evaluation Division will have access to the completed worksheets in GMP. Field Offices shall also concurrently make available to the Systems Development and Evaluation Division (and each affected urban county) a memorandum that identifies any urban county already qualified for FY 2011 that is adding any new units of government, together with the names of the newly included units of government (see Attachment E). THIS DEADLINE MAY NOT BE EXTENDED WITHOUT PRIOR WRITTEN AUTHORIZATION FROM THE ENTITLEMENT COMMUNITIES DIVISION.
- N. By September 9, 2011 (or soon thereafter), Headquarters will complete its review of the urban county status worksheets and memoranda for those urban counties adding new units of government. The Field Offices will have access to the updated worksheets and, where necessary, an indication of any apparent discrepancies, problems or questions – all noted in GMP. The Field Office is to verify the data (on the website at <http://hudatwork.hud.gov/po/d/field/participation/index.cfm>) and notify the Systems Development and Evaluation Division within seven days if any problems exist. If there are no problems, Field Offices will notify each county seeking to qualify as an urban county of its urban county status for FY 2012-2014 by September 21, 2011.

III. QUALIFICATION ACTIONS TO BE TAKEN BY COUNTY

The following actions are to be taken by the urban county:

A. Cooperation Agreements/Amendments

Urban counties that must enter into cooperation agreements or amendments, as appropriate, with the units of general local government located in whole or in part

within the county, must submit to HUD executed cooperation agreements, together with evidence of authorization by the governing bodies of both parties (county and UGLG) executed by the proper officials in sufficient time to meet the deadline for submission indicated in the schedule (see Section V, Cooperation Agreements, paragraph A). Cooperation agreements must meet the standards in Section V of this Notice.

B. Notification of Opportunity to be Excluded

Units of general local government in which counties have authority to carry out essential community development and housing activities without the consent of the local governing body are automatically included in the urban county unless they elect to be excluded at the time of qualification or requalification. Any county that has such units of general local government must notify each such unit that it may elect to be excluded from the urban county. The unit of government must be notified:

1. That if it chooses to remain with the urban county, it is ineligible to apply for grants under the State CDBG program while it is part of the urban county;
2. That if it chooses to remain with the urban county, it is also a participant in the HOME program if the urban county receives HOME funding and may only receive a formula allocation under the HOME Program as a part of the urban county, although this does not preclude the urban county or a unit of government within the urban county from applying to the State for HOME funds, if the State allows; and
3. That if it chooses to remain with the urban county, it is also a participant in the ESG program if the urban county receives ESG funding and may only receive a formula allocation under the ESG Program as a part of the urban county, although this does not preclude the urban county or a unit of government within the urban county from applying to the State for ESG funds, if the State allows; and
4. That if it chooses to be excluded from the urban county, it must notify both the county and the HUD Field Office of its election to be excluded by the date specified in Section II, Qualification Schedule, paragraph E.

Such election to be excluded will be effective for the entire three-year period for which the urban county qualifies, unless the excluded unit specifically elects to be included in a subsequent year for the remainder of the urban county's three-year qualification period.

Where urban counties do not have the authority to carry out essential community development and housing activities without the consent of the unit(s) of general local government located therein, urban counties are

required to have executed cooperation agreements with these units of government.

C. Notification of Opportunity to be Included

If a currently qualified urban county has one or more nonparticipating units of general local government (see Attachment E), the county may notify, in writing, any such unit of local government during the second or third year of the qualification period that the local government has the opportunity to be included for the remaining period of urban county qualification. This written notification must include the deadline for such election, and must state that the unit of general local government must notify the county and the HUD Field Office, in writing, of its official decision to be included. If cooperation agreements are necessary, the unit electing to be included in the county for the remainder of the qualification period must also execute, with the county, a cooperation agreement meeting the standards in Section V, Cooperation Agreements. The agreement must be received by the HUD Field Office by the date specified in Section II, Qualification Schedule, paragraph J.

D. Notification of Split Places

Counties seeking qualification as urban counties and having units of general local government with any population located only partly within the county must notify these units of their rights by the date provided in Section II, Qualification Schedule, paragraph B. Specifically, the county must provide the following notifications:

1. Where a split place is partly located within only one urban county, one of the following rules applies:
 - a. If it is a split place in which the county has essential powers, the entire area of the split place will be included in the urban county for the urban county qualification period unless the split place has opted out; or
 - b. If the split place can only be included in the county upon the execution of a cooperation agreement, the entire area of the split place will be included in the urban county for the urban county qualification period upon execution of such an agreement.
2. Where the split place is partially located within two or more urban counties, the split place may elect one of the following:
 - a. to be excluded from all urban counties;
 - b. to be entirely included in one urban county and excluded from all other

such counties; or

- c. to participate as a part of more than one of the urban counties in which it is partially located provided that a single portion of the split place cannot be included in more than one entitled urban county at a time, and all parts of the split place are included in one of the urban counties.

E. Notification of Opportunity to Terminate Agreement

Urban counties that have agreements that will be automatically renewed at the end of the current qualification period unless action is taken by the unit of government to terminate the agreement must, by the date provided in Section II, Qualification Schedule, paragraph D, notify such units that they can terminate the agreement and not participate during the 2012-2014 qualification period.

IV. DOCUMENTS TO BE SUBMITTED TO HUD

Any county seeking to qualify as an urban county for FY 2012-2014 or that wishes to exercise its option to include units of government that are not currently in the urban county's CDBG program must submit the following to the responsible HUD Field Office:

- A. A copy of the letter that notified applicable units of general local government (and a list of applicable units of government) of their right to decide to be excluded from the urban county along with a copy of letters submitted to the county from any such units of general local government requesting exclusion (see Section III, Qualification Actions to Be Taken by County, paragraph B). This does not apply to an already qualified urban county adding communities.
- B. A copy of the letter from any unit of general local government joining an already qualified county that officially notifies the county of its election to be included (see Section III, paragraph C).
- C. Where applicable, a copy of the letter from:
 1. Any city that may newly qualify as a metropolitan city but that seeks to defer that status, or
 2. Any city currently deferring metropolitan city status that seeks to continue to defer such status.

(See Section II, Qualification Schedule, paragraph G.)

- D. For a county that has cooperation agreements in effect that provide for automatic renewal, a copy of the letter sent by the county that notified affected units of government that the agreement will be renewed unless the county is notified by

the unit of government to terminate the agreement, and a copy of any such letter from any unit(s) of government requesting termination (see Section III, paragraph E).

- E. Where applicable, copies of fully executed cooperation agreements or amended agreements between the county and its included units of general local government, including any cooperation agreements from applicable units of general local government covered under Section III, Qualification Actions to be Taken by County, paragraph C, and the opinions of county counsel and governing body authorizations required in Section V, Cooperation Agreements, paragraphs B and C.

For a county that has cooperation agreements in effect that provide for automatic renewal of the urban county qualification period as provided under Section V, Cooperation Agreements, paragraph E, at the time of such automatic renewal, the documents to be submitted are: (1) a legal opinion from the county's counsel that the terms and provisions continue to be authorized under state and local law and that the agreement continues to provide full legal authority for the county; (2) copies of any executed amendments to automatically renewed cooperation agreements (if any); and, (3) if locally required, governing body authorizations.

- F. Any joint request(s) for inclusion of a metropolitan city as a part of the urban county as permitted by Section VIII, paragraph A, Metropolitan City/Urban County Joint Recipients, along with a copy of the required cooperation agreement(s). If either the urban county or the metropolitan city fall under the "exception criteria" at 24 CFR 570.208(a)(1)(ii) for activities that benefit low- and moderate-income residents of an area, the urban county must notify, in writing, the metropolitan city of the potential effects of such joint agreements on such activities. See Section VIII, paragraph A, for further clarification.

All jurisdictions seeking to qualify as an urban county for the first time must ensure that all documents outlined in this Section that are submitted to the HUD Field Office are also submitted to the Entitlement Communities Division in HUD Headquarters for review. The original documents should be submitted to the HUD Field Office and the copies to HUD Headquarters.

V. COOPERATION AGREEMENTS

All cooperation agreements must meet the following standards in order to be found acceptable:

- A. The governing body of the county and the governing body of the cooperating unit of general local government shall authorize the agreement and the chief executive officer of each unit of general local government shall execute the agreement.
- B. The agreement must contain, or be accompanied by, a legal opinion from the

county's counsel that the terms and provisions of the agreement are fully authorized under State and local law and that the agreement provides full legal authority for the county. Where the county does not have such authority, the legal opinion must state that the participating jurisdiction has the authority to undertake, or assist in undertaking, essential community renewal and lower income housing assistance activities. A mere certification by the county's counsel that the agreement is approved as to form is insufficient and unacceptable.

- C. The agreement must state that the agreement covers the CDBG Entitlement program and, where applicable, the HOME Investment Partnership (HOME) and Emergency Shelter Grants (ESG) Programs (i.e., where the urban county receives funding under the ESG program, or receives funding under the HOME program as an urban county or as a member of a HOME consortium).
- D. The agreement must state that, by executing the CDBG cooperation agreement, the included unit of general local government understands that it:
 - 1. May not apply for grants from appropriations under the State CDBG Program for fiscal years during the period in which it participates in the urban county's CDBG program; and
 - 2. May receive a formula allocation under the HOME Program only through the urban county. Thus, even if the urban county does not receive a HOME formula allocation, the participating unit of local government cannot form a HOME consortium with other local governments. (Note: This does not preclude the urban county or a unit of government participating with the urban county from applying to the State for HOME funds, if the state allows. An existing renewable agreement need not be amended to add this Note. It is included here only for purposes of clarification.); and
 - 3. May receive a formula allocation under the ESG Program only through the urban county. (Note: This does not preclude the urban county or a unit of government participating with the urban county from applying to the State for ESG funds, if the state allows. An existing renewable agreement need not be amended to add this Note. It is included here only for purposes of clarification.)
- E. The agreement must specify the three years covered by the urban county qualification period (e.g., Federal FYs 2012-2014), for which the urban county is to qualify to receive CDBG entitlement funding or, where applicable, specify the remaining one or two years of an existing urban county's qualification period. At the option of the county, the agreement may provide that it will automatically be renewed for participation in successive three-year qualification periods, unless the county or the participating unit of general local government provides written notice it elects not to participate in a new qualification period. A copy of that notice must be sent to the HUD Field Office.

Where such agreements are used, the agreement must state that, by the date specified in HUD's urban county qualification notice for the next qualification period, the urban county will notify the participating unit of general local government in writing of its right not to participate. A copy of the county's notification to the jurisdiction must be sent to the HUD Field Office by the date specified in the urban county qualification schedule in Section II.

Cooperation agreements with automatic renewal provisions must include a stipulation that requires each party to adopt any amendment to the agreement incorporating changes necessary to meet the requirements for cooperation agreements set forth in an Urban County Qualification Notice applicable for a subsequent three-year urban county qualification period, and to submit such amendment to HUD as provided in the urban county qualification notice (see Section IV, Documents to be Submitted to HUD, paragraph E), and that such failure to comply will void the automatic renewal for such qualification period.

- F. The agreement must provide that it remains in effect until the CDBG (and, where applicable, HOME and ESG) funds and program income received (with respect to activities carried out during the three-year qualification period, and any successive qualification periods under agreements that provide for automatic renewals) are expended and the funded activities completed, and that the county and participating unit of general local government cannot terminate or withdraw from the cooperation agreement while it remains in effect.
- G. The agreement must expressly state that the county and the cooperating unit of general local government agree to "cooperate to undertake, or assist in undertaking, community renewal and lower-income housing assistance activities." If the county does not have such powers, the agreement must expressly state that the cooperating unit of general local government agrees to "undertake, or assist in undertaking, community renewal and lower-income housing assistance activities." As an alternative to this wording, the cooperation agreement may reference State legislation authorizing such activities, but only with the approval of the specific alternative wording by HUD Field Counsel.
- H. The agreement must contain a provision obligating the county and the cooperating unit of general local government to take all actions necessary to assure compliance with the urban county's certification required by section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 109 of Title I of the Housing and Community Development Act of 1974, and other applicable laws. The agreements shall also contain a provision prohibiting urban county funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the county's actions to comply with the county's fair housing certification. This provision is required

because noncompliance by a unit of general local government included in an urban county may constitute noncompliance by the grantee (i.e., the county) that can, in turn, provide cause for funding sanctions or other remedial actions by the Department.

- I. The agreement must expressly state "that the cooperating unit of general local government has adopted and is enforcing:
 - 1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
 - 2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within jurisdictions."
- J. The agreement may not contain a provision for veto or other restriction that would allow any party to the agreement to obstruct the implementation of the approved Consolidated Plan during the period covered by the agreement. The county has final responsibility for selecting CDBG (and, where applicable, HOME and ESG) activities and submitting the Consolidated Plan to HUD, although if the county is a member of a HOME consortium, the consortium submits the Plan developed by the county (see Section I, General Requirements, paragraph C).
- K. The agreement must contain language specifying that, pursuant to 24 CFR 570.501(b), the unit of local government is subject to the same requirements applicable to subrecipients, including the requirement of a written agreement as described in 24 CFR 570.503 (see Section VIII, Special Considerations, paragraph B).
- L. A county may also include in the cooperation agreement any provisions authorized by State and local laws that legally obligate the cooperating units to undertake the necessary actions, as determined by the county, to carry out a community development program and the approved Consolidated Plan and/or meet other requirements of the CDBG (and, where applicable, HOME and ESG) program and other applicable laws.

VI. PERIOD OF QUALIFICATION

A. General

Any county that qualifies as an urban county will be entitled to receive funds as an urban county for three consecutive fiscal years regardless of changes in its population or boundary or population changes in any communities contained within the urban county during that period, provided funds are appropriated by Congress. However, during the period of qualification, no included unit of

general local government may withdraw from the urban county unless the urban county does not receive a grant for any year during such period.

The urban county's grant amount is calculated annually and will reflect the addition of any new units of general local government during the second and third years of the period of qualification.

Any unincorporated portion of the county that incorporates during the urban county qualification period will remain part of the urban county through the end of the three-year period.

Any unit of general local government that is part of an urban county will continue to be included in the urban county for that county's qualification period, even if it meets the criteria to be considered a "metropolitan city" during that period. Such an included unit of general local government cannot become eligible for a separate entitlement grant as a metropolitan city while participating as a part of an urban county (see Section VIII, paragraph E).

B. Retaining Urban County Classification

Any county classified as an urban county in FY 1999 may, at the option of the county, remain classified as an urban county.

Any county that has been classified as an urban county after FY 1999 and is so classified for at least two years will retain its classification as an urban county, unless the urban county qualified under section 102(a)(6)(A) of Title I of the Housing and Community Development Act of 1974, as amended, and fails to requalify under that section due to the election of a currently participating non-entitlement community to opt out or not to renew a cooperation agreement (for reasons other than becoming an eligible metropolitan city).

VII. URBAN COUNTY PROGRAM RESPONSIBILITIES

The county, as the CDBG grant recipient, either for the urban county or a joint recipient (see Section VIII, paragraph A, Metropolitan City/Urban County Joint Recipients) has full responsibility for the execution of the community development program, for following its Consolidated Plan, and for meeting the requirements of other applicable laws (e.g., National Environmental Policy Act, Uniform Relocation Act, Fair Housing Act, Title VI of the Civil Rights Act of 1964, Sec. 504 of the Rehabilitation Act of 1973, Sec. 109 of Title I of the Housing and Community Development Act of 1974, the Americans with Disabilities Act of 1990, and for affirmatively furthering fair housing). The county's responsibility must include these functions even where, as a matter of administrative convenience or State law, the county permits the participating units of general local government to carry out essential community development and housing assistance activities. The county will be held accountable for the accomplishment of the community development program,

for following its Consolidated Plan, and for ensuring that actions necessary for such accomplishment are taken by cooperating units of general local government.

VIII. SPECIAL CONSIDERATIONS

A. Metropolitan City/Urban County Joint Recipients

Any urban county and any metropolitan city located in whole or in part within that county can ask HUD to approve the inclusion of the metropolitan city as a part of the urban county for purposes of planning and implementing a joint community development and housing assistance program. HUD will consider approving a joint request only if it is signed by the chief executive officers of both entities and is submitted at the time the county is seeking its qualification as an urban county. A joint request will be deemed approved unless HUD notifies the city and the county otherwise within 30 days following submission of the joint request and an executed cooperation agreement meeting the requirements specified under Section V, Cooperation Agreements. An urban county may be joined by more than one metropolitan city, but a metropolitan city located in more than one urban county may be a joint recipient with only one urban county at a time.

Upon urban county qualification and HUD approval of the joint request and cooperation agreement, the metropolitan city becomes a part of the urban county for purposes of program planning and implementation for the entire period of the urban county qualification, and for the CDBG program, will be treated by HUD as any other unit of general local government that is a part of the urban county. When a metropolitan city joins an urban county in this manner, the grant amount is the sum of the amounts authorized for the individual metropolitan city and urban county. The urban county becomes the grant recipient.

A metropolitan city in a joint agreement with the urban county is treated the same as any other unit of general local government that is part of the urban county for purposes of the CDBG program, but not for the HOME or ESG programs. If the metropolitan city does not qualify to receive a separate allocation of HOME funds, to be considered for HOME funding as part of the urban county, it must form a HOME consortium with the urban county. If the metropolitan city qualifies to receive a separate allocation of HOME funds, it has three options: (1) it may form a HOME consortium with the county, in which case it will be included as part of the county when the HOME funds for the county are calculated; (2) it may elect to continue to receive its separate HOME allocation but subgrant it to the county to administer; or (3) the metropolitan city may administer its HOME program on its own. NOTE: The execution of a joint agreement between an urban county and metropolitan city does not in itself satisfy HOME requirements for a written consortia agreement. For additional information on the requirements for consortia agreements, see 24 CFR 92.101 and the Notice of Procedures for Designation of Consortia as a Participating Jurisdiction for the HOME Program (CPD-08-01). The ESG program does not provide for either joint agreements or consortium agreements among grantees. (No CDBG joint agreement cities currently

qualify for a formula ESG allocation.)

Counties and metropolitan cities considering a joint request should be aware that significant effects could occur where either the urban county or the metropolitan city would otherwise fall under the "exception rule" criteria for activities that benefit low-and moderate-income residents on an area basis (see 24 CFR 570.208(a)(1)(ii)). Joint agreements result in a modification to an urban county's configuration, and a change in the mix of census block groups in an urban county is likely to change the relative ranking of specific block groups by quartile, thus affecting the minimum concentration of low- and moderate-income persons under the "exception rule." HUD will make a rank-ordering computer run available to counties and metropolitan cities considering joint participation to assist them in determining the possible effects of inclusion and how such an agreement may impact their respective programs.

B. Subrecipient Agreements

The execution of cooperation agreements meeting the requirements of Section V, Cooperation Agreements, between an urban county and its participating units of local government does not in itself satisfy the requirement for a written subrecipient agreement required by the regulations at 24 CFR 570.503. Where a participating unit of general local government carries out an eligible activity funded by the urban county, the urban county is responsible, prior to disbursing any CDBG funds for any such activity or project, for executing a written subrecipient agreement with the unit of government containing the minimum requirements found at 24 CFR 570.503. The subrecipient agreement must remain in effect during any period that the unit of local government has control over CDBG funds, including program income.

C. Ineligibility for State CDBG Program

An urban county's included units of general local government are ineligible to apply for grants from appropriations under the State CDBG Program for fiscal years during the period in which they are participating in the Entitlement CDBG program with the urban county.

D. Eligibility for a HOME Consortium

When included units of local government become part of an urban county for the CDBG Program, they are part of the urban county for the HOME Program and may receive a formula allocation under the HOME Program only as part of the urban county. Thus, even if the urban county does not receive a HOME formula allocation, the participating unit of local government cannot form a HOME consortium with other local governments. However, this does not preclude the urban county or a unit of government within an urban county from applying to the

State for HOME funds, if the State allows.

E. Counties with Potential Metropolitan Cities

If a county includes one or more communities that believe their population meets the statutory threshold to enable them to receive CDBG entitlement funds as a metropolitan city directly, but the city and county have not yet received notification from HUD regarding metropolitan city eligibility, HUD has identified two options a county may use to address such situations:

1. The county and community can negotiate a schedule that will provide the community additional time to receive notification from HUD of its eligibility as a potential new metropolitan city and, if the community does not reach metropolitan city status (or becomes eligible and elects to defer its status), execute a cooperation agreement and still meet the deadlines identified in this Notice; or
2. If a county believes delaying the execution of a cooperation agreement until HUD provides such notification will prohibit it from meeting the submission deadlines in this Notice, the county may want to include a clause in the agreement that provides that the agreement will be voided if the community is advised by HUD, prior to the completion of the requalification process for FY 2011-2013, that it is eligible to become a metropolitan city and the community elects to take its entitlement status. If such a clause is used, it must state that if the agreement is not voided on the basis of the community's eligibility as a metropolitan city prior to July 8, 2011 (or a later date if approved in writing by HUD), the community must remain a part of the county for the entire three-year period of the county's qualification.

Option 1 is preferred. Option 2 is available if a county wishes to use it, although there is concern that a community may believe that the use of a clause that may void the agreement will enable it to "opt out" later in the three-year period of qualification if it reaches the population during that time to be a metropolitan city. Therefore, any such clause must be clear that it applies only for a limited period of time.

There are jurisdictions that may potentially qualify as urban counties for the first time because they contain one or more metropolitan cities that may consider relinquishing their status as entitlement grantees. If a county has a metropolitan city or cities that are willing to relinquish its/their status as entitlement grantee(s) and the county wants to begin the process of qualifying as an urban county, the Entitlement Communities Division in HUD Headquarters should be notified as soon as possible, but no later than two weeks after the county notifies the Field Office of its intent to qualify as an urban county. A list of these counties is provided as Attachment F.

IX. DETERMINATIONS OF ESSENTIAL POWERS

- A. For new urban counties, HUD Field Office Counsel must initially determine

whether each county within its jurisdiction that is eligible to qualify as an urban county has powers to carry out essential community renewal and lower-income housing assistance activities. For requalifying urban counties, the Field Office Counsel may rely on its previous determination(s) unless there is evidence to the contrary. In assessing such evidence, Field Office counsel may consider information provided by the county and its included units of general local government as well as other relevant information obtained from independent sources.

In making the required determinations, Field Office Counsel must consider both the county's authority and, where applicable, the authority of its designated agency or agencies. Field Office Counsel shall make such determinations as identified below and concur in notifications to the county(ies) about these issues.

- B. For new and requalifying counties, the notification by the Field Office required under Section II, paragraph A, must include the following determinations:
1. Whether the county is authorized to undertake essential community development and housing assistance activities in its unincorporated areas, if any, which are not units of general local government. For these purposes, the term "essential community development and housing assistance activities" means community renewal and lower-income housing assistance activities. Activities that may be accepted as essential community development and housing assistance activities might include, but are not limited to: (1) acquisition of property for disposition for private reuse, especially for low- and moderate-income housing; (2) direct rehabilitation of or financial assistance to housing; (3) low rent housing activities; (4) disposition of land to private developers for appropriate redevelopment; and (5) condemnation of property for low-income housing. [Note: The phrase "specifically urban renewal and publicly assisted housing", although in 24 CFR 570.307(c), is not included in this Notice because it does not appear in the text of the Housing and Community Development Act of 1974, as amended (the Act). Although not in the Act, the House Committee Report accompanying the CDBG legislation made specific reference to the term "renewal" and indicates that Congress intended eligible urban counties to be able to carry out all aspects of the urban renewal program (which was subsequently consolidated by the CDBG program)];
 2. In which of the county's units of general local government the county is authorized to undertake essential community development and housing assistance activities without the consent of the governing body of the locality. The population of these units of local government will be counted towards qualification of the urban county unless they specifically elect to be excluded from the county for purposes of the CDBG program and so notify both the county and HUD in writing by May 31, 2011 (see Section II, paragraph E); and,
 3. In which of the county's units of general local government the county is either (a) not authorized to undertake essential community development and housing assistance activities or (b) may do so only with the consent of the governing body

of the locality. The population of these units of local government will only be counted if they have signed cooperation agreements with the county that meet the standards set forth in Section V of this Notice.

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ATTACHMENT A

ALL CURRENTLY QUALIFIED URBAN COUNTIES

NEW ENGLAND FIELD OFFICES

MAINE

CUMBERLAND COUNTY

NEW YORK/NEW JERSEY FIELD OFFICES

NEW JERSEY

ATLANTIC COUNTY

NEW JERSEY

BERGEN COUNTY

NEW JERSEY

BURLINGTON COUNTY

NEW JERSEY

CAMDEN COUNTY

NEW JERSEY

ESSEX COUNTY

NEW JERSEY

GLOUCESTER COUNTY

NEW JERSEY

HUDSON COUNTY

NEW JERSEY

MIDDLESEX COUNTY

NEW JERSEY

MONMOUTH COUNTY

NEW JERSEY

MORRIS COUNTY

NEW JERSEY

OCEAN COUNTY

NEW JERSEY

PASSAIC COUNTY

NEW JERSEY

SOMERSET COUNTY

NEW JERSEY

UNION COUNTY

NEW YORK

DUTCHESS COUNTY

NEW YORK

ERIE COUNTY

NEW YORK

MONROE COUNTY

NEW YORK

NASSAU COUNTY

NEW YORK

ONONDAGA COUNTY

NEW YORK

ORANGE COUNTY

NEW YORK

ROCKLAND COUNTY

NEW YORK

SUFFOLK COUNTY

NEW YORK

WESTCHESTER COUNTY

MID-ATLANTIC FIELD OFFICES

DELAWARE

NEW CASTLE COUNTY

MARYLAND

ANNE ARUNDEL COUNTY

MARYLAND

BALTIMORE COUNTY

MARYLAND

HARFORD COUNTY

MARYLAND
MARYLAND
MARYLAND

HOWARD COUNTY
MONTGOMERY COUNTY
PRINCE GEORGES COUNTY

PENNSYLVANIA
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PENNSYLVANIA

ALLEGHENY COUNTY
BEAVER COUNTY
BERKS COUNTY
BUCKS COUNTY
CHESTER COUNTY
CUMBERLAND COUNTY
DAUPHIN COUNTY
DELAWARE COUNTY
LANCASTER COUNTY
LEHIGH COUNTY
LUZERNE COUNTY
MONTGOMERY COUNTY
NORTHAMPTON COUNTY
WASHINGTON COUNTY
WESTMORELAND COUNTY
YORK COUNTY

VIRGINIA
VIRGINIA
VIRGINIA
VIRGINIA
VIRGINIA
VIRGINIA

ARLINGTON COUNTY
CHESTERFIELD COUNTY
FAIRFAX COUNTY
HENRICO COUNTY
LOUDOUN COUNTY
PRINCE WILLIAM COUNTY

SOUTHEAST/CARIBBEAN FIELD OFFICES

ALABAMA
ALABAMA

JEFFERSON COUNTY
MOBILE COUNTY

FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA
FLORIDA

BREVARD COUNTY
BROWARD COUNTY
COLLIER COUNTY
ESCAMBIA COUNTY
HILLSBOROUGH COUNTY
JACKSONVILLE-DUVAL COUNTY
LAKE COUNTY
LEE COUNTY
MANATEE COUNTY
MARION COUNTY

FLORIDA
FLORIDA
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FLORIDA
FLORIDA

MIAMI-DADE COUNTY
ORANGE COUNTY
OSCEOLA COUNTY
PALM BEACH COUNTY
PASCO COUNTY
PINELLAS COUNTY
POLK COUNTY
SARASOTA COUNTY
SEMINOLE COUNTY
VOLUSIA COUNTY

GEORGIA
GEORGIA
GEORGIA
GEORGIA
GEORGIA
GEORGIA

CHEROKEE COUNTY
CLAYTON COUNTY
COBB COUNTY
DE KALB COUNTY
FULTON COUNTY
GWINNETT COUNTY

NORTH CAROLINA
NORTH CAROLINA
NORTH CAROLINA
SOUTH CAROLINA
SOUTH CAROLINA
SOUTH CAROLINA
SOUTH CAROLINA
SOUTH CAROLINA
SOUTH CAROLINA

CUMBERLAND COUNTY
MECKLENBURG COUNTY
WAKE COUNTY
CHARLESTON COUNTY
GREENVILLE COUNTY
HORRY COUNTY
LEXINGTON COUNTY
RICHLAND COUNTY
SPARTANBURG COUNTY

TENNESSEE
TENNESSEE

KNOX COUNTY
SHELBY COUNTY

MIDWEST FIELD OFFICES

ILLINOIS
ILLINOIS
ILLINOIS
ILLINOIS
ILLINOIS
ILLINOIS
ILLINOIS
ILLINOIS

COOK COUNTY
DU PAGE COUNTY
KANE COUNTY
LAKE COUNTY
MADISON COUNTY
MCHENRY COUNTY
ST CLAIR COUNTY
WILL COUNTY

INDIANA

HAMILTON COUNTY

INDIANA

MICHIGAN
MICHIGAN
MICHIGAN
MICHIGAN
MICHIGAN
MICHIGAN

MINNESOTA
MINNESOTA
MINNESOTA
MINNESOTA
MINNESOTA
MINNESOTA

OHIO
OHIO
OHIO
OHIO
OHIO
OHIO
OHIO
OHIO
OHIO

WISCONSIN
WISCONSIN
WISCONSIN

SOUTHWEST FIELD OFFICES

LOUISIANA
LOUISIANA

OKLAHOMA

TEXAS
TEXAS
TEXAS
TEXAS
TEXAS
TEXAS

LAKE COUNTY

GENESEE COUNTY
KENT COUNTY
MACOMB COUNTY
OAKLAND COUNTY
WASHTENAW COUNTY
WAYNE COUNTY

ANOKA COUNTY
DAKOTA COUNTY
HENNEPIN COUNTY
RAMSEY COUNTY
ST LOUIS COUNTY
WASHINGTON COUNTY

BUTLER COUNTY
CUYAHOGA COUNTY
FRANKLIN COUNTY
HAMILTON COUNTY
LAKE COUNTY
MONTGOMERY COUNTY
STARK COUNTY
SUMMIT COUNTY
WARREN COUNTY

DANE COUNTY
MILWAUKEE COUNTY
WAUKESHA COUNTY

JEFFERSON PARISH
ST. TAMMANY PARISH

TULSA COUNTY

BEXAR COUNTY
BRAZORIA COUNTY
DALLAS COUNTY
FORT BEND COUNTY
HARRIS COUNTY
HIDALGO COUNTY

TEXAS
TEXAS
TEXAS
TEXAS

MONTGOMERY COUNTY
TARRANT COUNTY
TRAVIS COUNTY
WILLIAMSON COUNTY

GREAT PLAINS FIELD OFFICES

KANSAS

JOHNSON COUNTY

MISSOURI
MISSOURI
MISSOURI

JEFFERSON COUNTY
ST LOUIS COUNTY
ST. CHARLES COUNTY

ROCKY MOUNTAIN FIELD OFFICES

COLORADO
COLORADO
COLORADO
COLORADO
COLORADO

ADAMS COUNTY
ARAPAHOE COUNTY
DOUGLAS COUNTY
EL PASO COUNTY
JEFFERSON COUNTY

UTAH
UTAH
UTAH

DAVIS COUNTY
SALT LAKE COUNTY
UTAH COUNTY

PACIFIC/HAWAII FIELD OFFICES

ARIZONA
ARIZONA

MARICOPA COUNTY
PIMA COUNTY

CALIFORNIA
CALIFORNIA
CALIFORNIA
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CALIFORNIA

ALAMEDA COUNTY
CONTRA COSTA COUNTY
FRESNO COUNTY
KERN COUNTY
LOS ANGELES COUNTY
MARIN COUNTY
ORANGE COUNTY
RIVERSIDE COUNTY
SACRAMENTO COUNTY
SAN BERNARDINO COUNTY
SAN DIEGO COUNTY
SAN JOAQUIN COUNTY
SAN LUIS OBISPO COUNTY

CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA

SAN MATEO COUNTY
SANTA BARBARA COUNTY
SANTA CLARA COUNTY
SONOMA COUNTY
STANISLAUS COUNTY
VENTURA COUNTY

NEVADA

CLARK COUNTY

NORTHWEST/ALASKA FIELD OFFICES

OREGON
OREGON
OREGON

CLACKAMAS COUNTY
MULTNOMAH COUNTY
WASHINGTON COUNTY

WASHINGTON
WASHINGTON
WASHINGTON
WASHINGTON
WASHINGTON
WASHINGTON

CLARK COUNTY
KING COUNTY
KITSAP COUNTY
PIERCE COUNTY
SNOHOMISH COUNTY
SPOKANE COUNTY

ATTACHMENT B

COUNTIES SCHEDULED TO REQUALIFY IN 2011 FOR FYS 2012-2014

NEW YORK/NEW JERSEY FIELD OFFICES

NEW JERSEY	BERGEN COUNTY
NEW JERSEY	BURLINGTON COUNTY
NEW JERSEY	CAMDEN COUNTY
NEW JERSEY	ESSEX COUNTY
NEW JERSEY	HUDSON COUNTY
NEW JERSEY	MIDDLESEX COUNTY
NEW JERSEY	MONMOUTH COUNTY
NEW JERSEY	MORRIS COUNTY
NEW JERSEY	UNION COUNTY
NEW YORK	ERIE COUNTY
NEW YORK	MONROE COUNTY
NEW YORK	NASSAU COUNTY
NEW YORK	ONONDAGA COUNTY
NEW YORK	ORANGE COUNTY
NEW YORK	ROCKLAND COUNTY
NEW YORK	SUFFOLK COUNTY
NEW YORK	WESTCHESTER COUNTY

MID-ATLANTIC FIELD OFFICES

DELAWARE	NEW CASTLE COUNTY
MARYLAND	ANNE ARUNDEL COUNTY
MARYLAND	BALTIMORE COUNTY
MARYLAND	HARFORD COUNTY
MARYLAND	MONTGOMERY COUNTY
MARYLAND	PRINCE GEORGES COUNTY
PENNSYLVANIA	ALLEGHENY COUNTY
PENNSYLVANIA	BEAVER COUNTY
PENNSYLVANIA	BERKS COUNTY
PENNSYLVANIA	BUCKS COUNTY
PENNSYLVANIA	CHESTER COUNTY
PENNSYLVANIA	DELAWARE COUNTY

MICHIGAN
MICHIGAN
MICHIGAN
MICHIGAN
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MICHIGAN

GENESEE COUNTY
KENT COUNTY
MACOMB COUNTY
OAKLAND COUNTY
WASHTENAW COUNTY
WAYNE COUNTY

MINNESOTA

HENNEPIN COUNTY

OHIO
OHIO
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OHIO

CUYAHOGA COUNTY
FRANKLIN COUNTY
HAMILTON COUNTY
LAKE COUNTY
MONTGOMERY COUNTY
STARK COUNTY
SUMMIT COUNTY
WARREN COUNTY

WISCONSIN

MILWAUKEE COUNTY

SOUTHWEST FIELD OFFICES

LOUISIANA

JEFFERSON PARISH

TEXAS
TEXAS
TEXAS
TEXAS
TEXAS

DALLAS COUNTY
HARRIS COUNTY
HIDALGO COUNTY
TARRANT COUNTY
TRAVIS COUNTY

GREAT PLAINS FIELD OFFICES

MISSOURI

ST LOUIS COUNTY

ROCKY MOUNTAIN FIELD OFFICES

COLORADO
COLORADO

EL PASO COUNTY
JEFFERSON COUNTY

UTAH

SALT LAKE COUNTY

PACIFIC/HAWAII FIELD OFFICES

ARIZONA

MARICOPA COUNTY

CALIFORNIA
CALIFORNIA
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CALIFORNIA

ALAMEDA COUNTY
CONTRA COSTA COUNTY
FRESNO COUNTY
KERN COUNTY
LOS ANGELES COUNTY
MARIN COUNTY
ORANGE COUNTY
RIVERSIDE COUNTY
SACRAMENTO COUNTY
SAN BERNARDINO COUNTY
SAN DIEGO COUNTY
SAN JOAQUIN COUNTY
SAN LUIS OBISPO COUNTY
SAN MATEO COUNTY
SANTA CLARA COUNTY
SONOMA COUNTY

NEVADA

CLARK COUNTY

NORTHWEST/ALASKA FIELD OFFICES

OREGON
OREGON

CLACKAMAS COUNTY
WASHINGTON COUNTY

WASHINGTON
WASHINGTON
WASHINGTON
WASHINGTON
WASHINGTON

CLARK COUNTY
KING COUNTY
PIERCE COUNTY
SNOHOMISH COUNTY
SPOKANE COUNTY

ATTACHMENT C

COUNTIES SCHEDULED TO REQUALIFY IN 2012 FOR FYS 2013-2015

NEW ENGLAND FIELD OFFICES

MAINE CUMBERLAND COUNTY

NEW YORK/NEW JERSEY FIELD OFFICES

NEW JERSEY ATLANTIC COUNTY
NEW YORK DUTCHESS COUNTY

MID-ATLANTIC FIELD OFFICES

PENNSYLVANIA LEHIGH COUNTY
PENNSYLVANIA NORTHAMPTON COUNTY

VIRGINIA CHESTERFIELD COUNTY
VIRGINIA LOUDOUN COUNTY
VIRGINIA PRINCE WILLIAM COUNTY

SOUTHEAST/CARIBBEAN FIELD OFFICES

FLORIDA BREVARD COUNTY
FLORIDA COLLIER COUNTY
FLORIDA JACKSONVILLE-DUVAL COUNTY
FLORIDA OSCEOLA COUNTY
FLORIDA PASCO COUNTY
FLORIDA SEMINOLE COUNTY

GEORGIA CLAYTON COUNTY
GEORGIA GWINNETT COUNTY

NORTH CAROLINA CUMBERLAND COUNTY
NORTH CAROLINA MECKLENBURG COUNTY
NORTH CAROLINA WAKE COUNTY

SOUTH CAROLINA SPARTANBURG COUNTY

TENNESSEE SHELBY COUNTY

MIDWEST FIELD OFFICES

ILLINOIS
ILLINOIS
INDIANA
INDIANA

KANE COUNTY
MCHENRY COUNTY
HAMILTON COUNTY
LAKE COUNTY

MINNESOTA
MINNESOTA

RAMSEY COUNTY
WASHINGTON COUNTY

SOUTHWEST FIELD OFFICES

TEXAS
TEXAS
TEXAS
TEXAS
TEXAS

BEXAR COUNTY
BRAZORIA COUNTY
FORT BEND COUNTY
MONTGOMERY COUNTY
WILLIAMSON COUNTY

GREAT PLAINS FIELD OFFICES

KANSAS

JOHNSON COUNTY

MISSOURI

JEFFERSON COUNTY

ROCKY MOUNTAIN FIELD OFFICES

COLORADO
COLORADO
COLORADO

ADAMS COUNTY
ARAPAHOE COUNTY
DOUGLAS COUNTY

PACIFIC/HAWAII FIELD OFFICES

CALIFORNIA
CALIFORNIA

SANTA BARBARA COUNTY
VENTURA COUNTY

NORTHWEST/ALASKA FIELD OFFICES

OREGON

MULTNOMAH COUNTY

ATTACHMENT D

**COUNTIES SCHEDULED TO REQUALIFY IN 2013 FOR FYS
2014-2016**

NEW YORK/NEW JERSEY FIELD OFFICES

NEW JERSEY	GLOUCESTER COUNTY
NEW JERSEY	OCEAN COUNTY
NEW JERSEY	PASSAIC COUNTY
NEW JERSEY	SOMERSET COUNTY

MID-ATLANTIC FIELD OFFICES

MARYLAND	HOWARD COUNTY
PENNSYLVANIA	CUMBERLAND COUNTY
PENNSYLVANIA	DAUPHIN COUNTY
VIRGINIA	HENRICO COUNTY

SOUTHEAST/CARIBBEAN FIELD OFFICES

ALABAMA	MOBILE COUNTY
FLORIDA	LEE COUNTY
FLORIDA	MANATEE COUNTY
FLORIDA	MARION COUNTY
FLORIDA	SARASOTA COUNTY
SOUTH CAROLINA	HORRY COUNTY
SOUTH CAROLINA	RICHLAND COUNTY

MIDWEST FIELD OFFICES

MINNESOTA	ANOKA COUNTY
MINNESOTA	DAKOTA COUNTY
MINNESOTA	ST LOUIS COUNTY
OHIO	BUTLER COUNTY
WISCONSIN	DANE COUNTY

WISCONSIN

WAUKESHA COUNTY

SOUTHWEST FIELD OFFICES

LOUISIANA

ST. TAMMANY PARISH

OKLAHOMA

TULSA COUNTY

GREAT PLAINS FIELD OFFICES

MISSOURI

ST. CHARLES COUNTY

ROCKY MOUNTAIN FIELD OFFICES

UTAH

DAVIS COUNTY

UTAH

UTAH COUNTY

PACIFIC/HAWAII FIELD OFFICES

ARIZONA

PIMA COUNTY

CALIFORNIA

STANISLAUS COUNTY

NORTHWEST/ALASKA FIELD OFFICES

WASHINGTON

KITSAP COUNTY

ATTACHMENT E

**COUNTIES QUALIFIED THROUGH 2012 OR 2013 THAT CONTAIN
NON-PARTICIPATING COMMUNITIES**

NEW ENGLAND FIELD OFFICES

CUMBERLAND COUNTY MAINE

NEW YORK/NEW JERSEY FIELD OFFICES

ATLANTIC COUNTY NEW JERSEY
BURLINGTON COUNTY NEW JERSEY
CAMDEN COUNTY NEW JERSEY
MONMOUTH COUNTY NEW JERSEY
MORRIS COUNTY NEW JERSEY
SOMERSET COUNTY NEW JERSEY

DUTCHESS COUNTY NEW YORK
NASSAU COUNTY NEW YORK
ORANGE COUNTY NEW YORK
ROCKLAND COUNTY NEW YORK
SUFFOLK COUNTY NEW YORK
WESTCHESTER COUNTY NEW YORK

MID-ATLANTIC FIELD OFFICES

NEW CASTLE COUNTY DELAWARE

ANNE ARUNDEL COUNTY MARYLAND
MONTGOMERY COUNTY MARYLAND
PRINCE GEORGES COUNTY MARYLAND

ALLEGHENY COUNTY PENNSYLVANIA
BEAVER COUNTY PENNSYLVANIA
DAUPHIN COUNTY PENNSYLVANIA
LUZERNE COUNTY PENNSYLVANIA
MONTGOMERY COUNTY PENNSYLVANIA
WESTMORELAND COUNTY PENNSYLVANIA

SOUTHEAST/CARIBBEAN FIELD OFFICES

JEFFERSON COUNTY ALABAMA
MOBILE COUNTY ALABAMA

BREVARD COUNTY FLORIDA
COLLIER COUNTY FLORIDA
ESCAMBIA COUNTY FLORIDA
JACKSONVILLE-DUVAL COUNTY FLORIDA
LAKE COUNTY FLORIDA
MANATEE COUNTY FLORIDA
MARION COUNTY FLORIDA
MIAMI-DADE COUNTY FLORIDA
ORANGE COUNTY FLORIDA
PALM BEACH COUNTY FLORIDA
PASCO COUNTY FLORIDA
PINELLAS COUNTY FLORIDA
POLK COUNTY FLORIDA
VOLUSIA COUNTY FLORIDA

CHEROKEE COUNTY GEORGIA
DE KALB COUNTY GEORGIA
GWINNETT COUNTY GEORGIA

MECKLENBURG COUNTY NORTH CAROLINA
WAKE COUNTY NORTH CAROLINA

CHARLESTON COUNTY SOUTH CAROLINA
HORRY COUNTY SOUTH CAROLINA
RICHLAND COUNTY SOUTH CAROLINA
SPARTANBURG COUNTY SOUTH CAROLINA

KNOX COUNTY TENNESSEE

MIDWEST FIELD OFFICES

COOK COUNTY ILLINOIS
KANE COUNTY ILLINOIS
LAKE COUNTY ILLINOIS
WILL COUNTY ILLINOIS

HAMILTON COUNTY INDIANA

GENESEE COUNTY MICHIGAN
OAKLAND COUNTY MICHIGAN
WASHTENAW COUNTY MICHIGAN

HENNEPIN COUNTY MINNESOTA
WASHINGTON COUNTY MINNESOTA

CUYAHOGA COUNTY OHIO
FRANKLIN COUNTY OHIO
HAMILTON COUNTY OHIO
LAKE COUNTY OHIO
STARK COUNTY OHIO
WARREN COUNTY OHIO

DANE COUNTY WISCONSIN
WAUKESHA COUNTY WISCONSIN

SOUTHWEST FIELD OFFICES

ST. TAMMANY PARISH LOUISIANA

TULSA COUNTY OKLAHOMA

BEXAR COUNTY TEXAS
BRAZORIA COUNTY TEXAS
DALLAS COUNTY TEXAS
FORT BEND COUNTY TEXAS
HARRIS COUNTY TEXAS
MONTGOMERY COUNTY TEXAS
TARRANT COUNTY TEXAS
TRAVIS COUNTY TEXAS
WILLIAMSON COUNTY TEXAS

GREAT PLAINS FIELD OFFICES

JOHNSON COUNTY KANSAS

JEFFERSON COUNTY MISSOURI
ST LOUIS COUNTY MISSOURI
ST. CHARLES COUNTY MISSOURI

ROCKY MOUNTAIN FIELD OFFICES

ADAMS COUNTY
ARAPAHOE COUNTY
EL PASO COUNTY
JEFFERSON COUNTY

COLORADO
COLORADO
COLORADO
COLORADO

DAVIS COUNTY
UTAH COUNTY

UTAH
UTAH

PACIFIC/HAWAII FIELD OFFICES

MARICOPA COUNTY

ARIZONA

FRESNO COUNTY
KERN COUNTY
LOS ANGELES COUNTY
ORANGE COUNTY
RIVERSIDE COUNTY
SAN LUIS OBISPO COUNTY
SANTA BARBARA COUNTY
STANISLAUS COUNTY

CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA
CALIFORNIA

NORTHWEST/ALASKA FIELD OFFICES

KING COUNTY

WASHINGTON

ATTACHMENT F

**LIST OF COUNTIES THAT MAY QUALIFY AS URBAN COUNTIES IF
METROPOLITAN CITIES RELINQUISH THEIR STATUS**

STATE	COUNTY	ENTITLEMENT	POP 2009
AL	Madison County		327,744
AL		Huntsville city (pt.)	178,193
AL	Montgomery County		224,119
AL		Montgomery city	202,124
AZ	Yavapai County		215,686
AZ		Peoria city (pt.)	419
AZ		Prescott city	42,749
AR	Benton County		225,504
AR		Bentonville city	36,857
AR		Rogers city	59,017
AR		Springdale city (pt.)	5,877
AR	Pulaski County		381,904
AR		Jacksonville city	31,651
AR		Little Rock city	191,933
AR		North Little Rock city	60,140
AR	Washington County		200,181
AR		Fayetteville city	77,143
AR		Springdale city (pt.)	62,613
CA	Butte County		220,577
CA		Chico city	84,880
CA		Paradise town	26,448
CA	Merced County		245,321
CA		Merced city	76,273
CA	Placer County		348,552
CA		Rocklin city	53,568
CA		Roseville city	115,677
CA	Santa Cruz County		256,218
CA		Santa Cruz city	56,810
CA		Watsonville city	51,053
CA	Solano County		407,234
CA		Fairfield city	103,586
CA		Vacaville city	91,991
CA		Vallejo city	114,622
CA	Tulare County		429,668
CA		Porterville city	52,153
CA		Tulare city	57,521

CA		Visalia city	122,111
CO	Boulder County		303,482
CO		Boulder city	100,160
CO		Longmont city (pt.)	88,373
CO	Larimer County		298,382
CO		Fort Collins city	138,733
CO		Loveland city	66,214
CO	Weld County		254,759
CO		Greeley city	92,625
CO		Longmont city (pt.)	52
CO		Thornton city (pt.)	5
FL	Alachua County		243,574
FL		Gainesville city	116,616
FL	Leon County		265,714
FL		Tallahassee city	172,574
FL	St. Lucie County		266,502
FL		Fort Pierce city	42,596
FL		Port St. Lucie city	154,410
GA	Chatham County		256,992
GA		Savannah city	134,699
ID	Ada County		384,656
ID		Boise City city	205,707
ID		Meridian city	68,516
IL	Winnebago County		299,702
IL		Rockford city	157,280
IN	Allen County		353,888
IN		Fort Wayne city	255,890
IN	Elkhart County		200,502
IN		Elkhart city	53,060
IN		Goshen city	32,425
IN	St. Joseph County		267,613
IN		Mishawaka city	50,126
IN		South Bend city	104,215
IA	Linn County		209,226
IA		Cedar Rapids city	127,764
IA	Polk County		429,439
IA		Des Moines city (pt.)	200,379
IA		West Des Moines city (pt.)	49,812
KS	Sedgwick County		490,864
KS		Wichita city	372,186
LA	Caddo Parish		253,623
LA		Shreveport city (pt.)	198,399
ME	York County		201,876

ME		Biddeford city	21,383
MD	Frederick County		227,980
MD		Frederick city	59,644
MI	Ingham County		277,633
MI		East Lansing city (pt.)	44,851
MI		Lansing city (pt.)	109,097
MI	Kalamazoo County		248,407
MI		Kalamazoo city	72,825
MI		Portage city	46,453
MI	Saginaw County		200,050
MI		Saginaw city	55,238
MS	Hinds County		247,631
MS		Jackson city (pt.)	174,283
MO	Clay County		228,358
MO		Independence city (pt.)	7
MO		Kansas City city (pt.)	105,185
MO	Greene County		269,630
MO		Springfield city (pt.)	157,622
MO	Jackson County		705,708
MO		Blue Springs city	55,817
MO		Independence city (pt.)	121,173
MO		Kansas City city (pt.)	334,121
MO		Lee's Summit city (pt.)	85,035
NE	Douglas County		510,199
NE		Omaha city	454,731
NE	Lancaster County		281,531
NE		Lincoln city	254,001
NV	Washoe County		414,820
NV		Reno city	219,636
NV		Sparks city	89,346
NJ	Mercer County		366,222
NJ		Trenton city	83,242
		Ewing township	36,324
		Hamilton township	90,605
NM	Bernalillo County		642,527
		Albuquerque city	529,219
		Rio Rancho city (pt.)	71
NM	Dona Ana County		206,419
NM		Las Cruces city	93,452
NY	Albany County		298,284
NY		Albany city	93,836
		Colonie town	81,518
NY	Niagara County		214,557

NY		Niagara Falls city	51,295
NY	Oneida County		231,044
NY		Rome city	33,443
NY		Utica city (pt.)	57,967
NY	Saratoga County		220,069
NY		Saratoga Springs city	29,126
NC	Buncombe County		231,452
NC		Asheville city	76,636
NC	Durham County		269,706
NC		Chapel Hill town (pt.)	2,299
NC		Durham city (pt.)	229,133
NC		Raleigh city (pt.)	1,076
NC	Forsyth County		359,638
NC		High Point city (pt.)	32
NC		Winston-Salem city	229,828
NC	Gaston County		208,958
NC		Gastonia city	72,934
NC	Guilford County		480,362
NC		Burlington city (pt.)	131
NC		Greensboro city	255,124
NC		High Point city (pt.)	101,590
OH	Lorain County		305,707
OH		Elyria city	54,947
OH		Lorain city	70,260
OH	Lucas County		463,493
OH		Toledo city	316,179
OH	Mahoning County		236,735
OH		Alliance city (pt.)	77
OH		Youngstown city (pt.)	72,424
OH	Trumbull County		210,157
OH		Warren city	43,402
OH		Youngstown city (pt.)	1
OK	Cleveland County		244,589
OK		Moore city	53,763
OK		Norman city	109,062
OK		Oklahoma City city (pt.)	56,902
OK	Oklahoma County		716,704
OK		Edmond city	81,093
OK		Midwest City city	57,193
OK		Oklahoma City city (pt.)	466,124
OR	Jackson County		201,286
OR		Ashland city	20,996
OR		Medford city	73,485

OR	Lane County		351,109
OR		Eugene city	153,272
OR		Springfield city	57,254
OR	Marion County		317,981
OR		Salem city (pt.)	133,520
PA	Erie County		280,291
PA		Erie city	103,571
		Millcreek township	52,269
PA	Lackawanna County		208,801
PA		Scranton city	71,944
SC	York County		227,003
SC		Rock Hill city	69,210
TN	Hamilton County		337,175
TN		Chattanooga city	171,350
TN	Rutherford County		257,048
TN		Murfreesboro city	105,209
TX	Bell County		285,787
TX		Killeen city	119,512
TX		Temple city	60,120
TX	Cameron County		396,371
TX		Brownsville city	176,859
TX		Harlingen city	65,289
TX		San Benito city	25,365
TX	Collin County		791,631
TX		Allen city	84,253
TX		Carrollton city (pt.)	25
TX		Dallas city (pt.)	51,391
TX		Frisco city (pt.)	83,837
TX		Garland city (pt.)	6
TX		McKinney city	127,672
TX		Plano city (pt.)	270,437
TX		Richardson city (pt.)	25,074
TX	El Paso County		751,296
TX		El Paso city	620,456
TX	Galveston County		286,814
TX		Galveston city	56,148
TX		League City city (pt.)	70,944
TX		Texas City city (pt.)	43,962
TX	Jefferson County		243,237
TX		Beaumont city	110,110
TX		Port Arthur city (pt.)	56,579
TX	Lubbock County		270,550
TX		Lubbock city	225,859

TX	McLennan County		233,378
TX		Waco city	126,222
TX	Nueces County		323,046
TX		Corpus Christi city (pt.)	287,213
TX	Smith County		204,665
TX		Tyler city	98,872
TX	Webb County		241,438
TX		Laredo city	226,124
UT	Weber County		231,834
UT		Ogden city	83,292
WA	Whatcom County		200,434
WA		Bellingham city	80,055
WA	Yakima County		239,054
WA		Yakima city	85,832
WI	Brown County		247,319
WI		Green Bay city	101,412
WI	Racine County		200,601
WI		Racine city	82,009