

## FY2026 Beaver County ESG Application

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Complete a separate application for each Project. Original, signed Applications must be submitted to the Community Development Program office no later than 4:00 p.m., Tuesday, March 31, 2026.

Project Name:- \_\_\_\_\_

### Part 1: Agency Information

Legal Name of Applicant: \_\_\_\_\_

Applicant's Mailing Address: \_\_\_\_\_

Applicant's Contact Person: \_\_\_\_\_

- a. Title or Position: \_\_\_\_
- b. Daytime Phone Number: \_\_\_\_\_
- c. Email Address: \_\_\_\_\_

Did the applicant receive \$750,000 or more in federal funding during its last fiscal year?                      Yes                      No

The following organizational information must be only submitted once.

Check here if the following organizational information has been submitted with another FY2023 application

- a. Proof of IRS 501(c)(3)
- b. Board meeting minutes for 1 year
- c. Most recent agency budget or IRS form 990

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### Part 2: Conflict of Interest

Complete and submit only once

Check here if Conflict of Interest Forms have been submitted with another FY2026 application

1. The County is required to identify any potential conflicts of interest.

List the names of all board members, director, office staff working on the project, attorney and any other employees that will help carry out the project.

**Board Members** \_\_\_

Director \_\_\_

Office Staff working on the project \_\_\_

Attorney \_\_\_

Other Employees \_\_\_

2. All persons listed above must read the "Conflicts Prohibited" pages and complete a "Certificate of Compliance" form. Everyone who fills out a form **MUST** print it out then fill in and sign in the yellow box.

3. All Certificates of Compliance forms for each person listed on this page, must be included with the application.

## **Conflicts Prohibited**

### **Community Development Program**

Effective Date: August 31, 2016

Subject: Program Conflict of Interest Provision.

Policy:

#### **§ 570.611 Conflict of interest.**

##### ***Ⓐ )Applicability.***

(1) In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in 2. CFR 200.317 and 200.318 shall apply.

(2) In all cases not governed by 2. CFR 200.317 and 200.318, the provisions of this section shall apply. Such cases include the acquisition and disposition of real property and the provision of assistance by the recipient or by its subrecipients to individuals, businesses, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities pursuant to § 570.202; or grants, loans, and other assistance to businesses, individuals, and other private entities pursuant to § 570.203, 570.204, 570.455, or 570.703(i)).

ⓑ ***Conflicts prohibited.*** The general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted under this part, or who are in a position to participate in a decisionmaking process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter. For the UDAG program, the above restrictions shall apply to all activities that are a part of the UDAG project, and shall cover any such financial interest or benefit during, or at any time after, such person's tenure.

Ⓒ ***Persons covered.*** The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient, or of any designated public agencies, or of subrecipients that are receiving funds under this part.

(d) ***Exceptions.*** Upon the written request of the recipient, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis when it has satisfactorily met the threshold requirements of (d)(i) of this section, taking into account the cumulative effects of paragraph (d)(2) of this section.

(1) ***Threshold requirements.*** HUD will consider an exception only after the recipient has provided the following documentation:

- (i) A disclosure of the nature of the conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the recipient's attorney that the interest for which the exception is sought would not violate State or local law.

(2) ***Factors to be considered for exceptions.*** In determining whether to grant a requested exception after the recipient has satisfactorily met the requirements of paragraph (d)(i) of this section, HUD shall conclude that such an exception will serve to further the purposes of the act and the effective and efficient administration of the recipient's program or project, taking into account the cumulative effect of the following factors, as applicable:

- (i) Whether the exception would provide a significant cost benefit or an essential degree of expertise to the program or project that would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;

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(iii)

Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception will permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class;

(iv) Whether the affected person has withdrawn from his or her functions or responsibilities, or the decision making process with respect to the specific assisted activity in question;

(v) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section;

(vi) Whether undue hardship will result either to the recipient or the person affected when weighed against the public interest served by avoiding the prohibited conflict; and

(vii) Any other relevant considerations.

[60 FR 56916, Nov. 9, 1995, as amended at 80 FR 75938, Dec. 7, 2015]

Purpose: To assure that conflict of interest requirements as set forth in 24 CFR parts 85.36 and 84.42 and 24 CFR 570.611 are met in all CDBG activities.

Procedure: Community Development will seek assurance from the Human Resources department that any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient, or of any designated public agencies, or of subrecipients that are receiving funds under this part are not county employees and have not been employed by the County within the past 12 months.

If the party seeking funds meets the above criteria, but the County does not view the issue as a potential conflict of interest, the Community Development Program may seek exception, in writing, directly from HUD.

