



ARPA Small Business Grant Program

APPLICANT CERTIFICATION



Definitions:

City of Atlantic City = “the City”

Small Business Grant Program = “the Program”

Applicant business = “the Applicant”

"Small Business" means a business which is resident in the State of New Jersey, incorporated in the State of New Jersey and licensed or registered to do business in the State of New Jersey, is independently owned and operated, not dominant in its field, and employs fifty or less persons.

"Micro-business" means a business which is resident in the State of New Jersey, incorporated in the State of New Jersey and licensed or registered to do business in the State of New Jersey, is independently owned and operated, not dominant in its field, and employs ten or less persons.

By executing this Applicant Certification, the undersigned hereby certifies to the following (please initial next to each of the certifications below):

____ 1. The undersigned signatory: (a) is a duly authorized owner and representative of the Applicant; (b) except to the extent the Applicant is a cooperative business entity, holds at least 20% of the outstanding ownership interest in the Applicant; and (c) has full authority to make the certifications referenced herein on the Applicant's behalf.

____ 2. The undersigned represents and warrants that it has the full authority to make the certifications referenced herein on behalf of the Applicant.

____ 3. If awarded, the undersigned acknowledges and agrees that the City reserves the right to demand the return of all or any portion of the grant funds if the City determines that any of the certifications made herein are false or are not adhered to by the Applicant.



____ 4. The undersigned represents and warrants that the Applicant, to the best of the undersigned's knowledge and belief, meets all eligibility requirements for a grant award under the Program, including, without limitation, that the Applicant meets the definition of one or more of the businesses as set forth in this section.

____ 5. The undersigned represents and warrants that the Applicant has experienced, and will provide satisfactory evidence of, loss of gross receipts due to the COVID-19 pandemic and/or compliance with COVID19 Health and Safety Protocols, which resulted in the Applicant's business modifications, interruptions, or closures. "COVID-19 Health and Safety Protocols" means any restrictions imposed on the operation of businesses by executive order 202 of 2020 issued by the Governor of the State, or any extension or subsequent executive order issued in response to the COVID-19 pandemic, or any other statute, rule, or regulation imposing restrictions on the operation of businesses in response to COVID-19.

____ 6. The undersigned represents and warrants that the Applicant is in compliance with applicable federal, state, and local laws, regulations, codes, and requirements.

____ 7. The undersigned represents and warrants that the Applicant does not owe any federal or state taxes that remain due for any periods prior to July 15, 2020, unless such outstanding balance is covered by an approved repayment plan, deferral plan, or other applicable agreement with the appropriate taxing authority.

____ 8. If awarded, the undersigned affirms that the Applicant shall use grant funds solely to cover one or more of the following COVID-19-related expenses incurred by Applicant between March of 2020 March of 2022.

- Payroll
- Rent
- Mortgage
- Utilities
- Installed Equipment (e.g., oven, refrigerator)



- Other Equipment (e.g., computer, software)
- Product inventory
- Technical Assistance/Expert costs
- Improvements to ventilation

____ 9. The undersigned affirms that prior to submitting a grant application for the following types of expenses, the Applicant must obtain approval from the City:

- Capital Improvements including but not limited to rehabilitation of commercial property, storefront and façade improvements
- Childcare and transportation costs for microbusinesses

____ 10. If awarded, the undersigned affirms that no portion of the grant funds will be used by the Applicant for any purposes other than those listed in Section 8 or 9 above. Specifically, no portion of any awarded grant funds will be used by the Applicant to repay or pay down any portion of a loan obtained through a federal COVID-19 relief package for business assistance or any State business assistance programs. The undersigned acknowledges and agrees that if all or any portion of grant funds are used for any unauthorized purposes, the City may hold the undersigned, the Applicant, and/or any other owner thereof legally liable, including, but not limited to, possible charges of fraud.

____ 11. The undersigned affirms that the Applicant is not one or more of the following types of businesses which are ineligible to receive a grant under the Program:

- (a) a non-profit organization
- (b) a church or other religious institution
- (c) a government-owned entity or elected official office
- (d) a business primarily engaged in political or lobbying activities
- (e) a landlord or other passive real estate business



(f) a business or enterprise that is engaged in any activity that is illegal under federal, state or local law

____ 12. The undersigned represents and warrants that no owner of greater than 10% of the equity interest in the Applicant: (a) has within the prior three years been convicted of or had a civil judgment rendered against such owner, or has had commenced any form of parole or probation (including probation before judgment), for (i) commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction, (ii) violation of federal or state anti-trust or procurement statutes, or (iii) commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; or (b) is presently indicted for or otherwise criminally or civilly charged by a government entity, (federal, state or local) with commission of any of the offenses enumerated in subparagraph (a) above.

____ 13. The undersigned acknowledges and agrees that grants through the Program are made on a one-time only basis. The undersigned further acknowledges and agrees that if the Applicant is selected for a grant award and receives funds through the Program, the Applicant shall not be eligible for any subsequent grant award through or under the Program.

____ 14. The undersigned acknowledges and agrees that the Applicant's eligibility for the Program and any grant award will be determined based, in part, on the tax and other documents and information provided by the Applicant, and that the City will rely on such determination and tax and other documents in making any grant award to the Applicant.

In furtherance of the foregoing, the undersigned represents and warrants that all documentation, statements and information provided by the Applicant on and in connection with the Applicant's application under this Program are true, accurate, and complete in all material respects and that neither the Applicant nor any other authorized person on behalf of the Applicant has made or will make any material misrepresentations in connection with the Applicant's application for a grant award under this Program.



The undersigned further affirms that the tax return information the Applicant will provide in connection with the Program is identical to the tax return information submitted by the Applicant to the Internal Revenue Service. The undersigned understands, acknowledges, and agrees that the City and its authorized representatives may share the Applicant's tax and other information with local, state and federal authorized representatives, including (without limitation) for the purpose of compliance with federal, state, or local laws and regulations.

___ 15. If your company is a "start-up" or a young company in existence since 2022, you may still be eligible for grant funding, if you experienced economic hardship that was caused or exacerbated by the declared health emergency for COVID 19.

___ 16. If awarded, and the company is a "start-up" or young company in existence since 2022, the undersigned affirms that the Applicant shall use grant funds solely to cover one or more of the following related expenses

- Payroll
- Rent
- Mortgage
- Utilities
- Installed Equipment (e.g., oven, refrigerator)
- Other Equipment (e.g., computer, software)
- Product inventory
- Technical Assistance/Expert costs
- Improvements to ventilation

___ 17. In connection with the City of Atlantic City's Small Business Grant Program funded by the Federal American Rescue Plan Act of 2021, the undersigned, who is an authorized representative of the Applicant business listed below, acknowledges and agrees on behalf of the Applicant, that the City may rely on the certifications above to determine the Applicant's eligibility for receipt of a grant under the Program.



Signature

Date

Printed Name

Title

Applicant Business Name

EIN # / SSN # / ITIN #