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# City of Shawnee Community Development Block Grant Program 2022 Annual Action Plan

July 2022

#### **Executive Summary**

#### AP-05 Executive Summary - 91.200(c), 91.220(b)

#### 1. Introduction

The City of Shawnee is required by the United States Department of Housing and Urban Development (HUD) to prepare a five year Consolidated Plan to create a framework for the proposed use of Community Development Block Grant (CDBG) funds. The Annual Action Plan describes how the city will use its annual allocation of CDBG funding to meet the needs identified in the five year Consolidated Plan.

Per Public Law 117-269, the HUD Office of Community Planning and Development formula programs, has allocated \$303,796 to the City of Shawnee for FY 2022. The funds are provided for housing, community and economic development activities, and assistance for low- and moderate-income persons and special needs populations.

The City of Shawnee participates in a consortium with Johnson County and Overland Park to take part in the HOME Investment Partnership Program using funds the County receives as the lead agency from the Department of Housing and Urban Development (HUD). The Cooperative Agreement enables Shawnee residents to participate in the HOME Rehabilitation Program. The current agreement (2022-2024) allows Shawnee residents to receive up to 11% of the annual funds the County receives based on our population. The City provides a 25% match, which is required by HUD, and is budgeted under the Human Services line item of the Community Development Department budget. The amount of funding varies slightly from year to year based on a funding formula used by HUD.

#### 2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

Projects undertaken using CDBG funds must meet one of the three national objectives stated in Title I of the Housing and Community Development Act of 1974, as amended. These objectives are activities which:

- 1. Primarily benefit low to moderate income persons;
- 2. Aid in the prevention of slums and blight; and

3. Alleviate conditions which pose a serious and immediate threat to the health or welfare of a community.

To meet these national objectives, the objectives set forth in the City of Shawnee's 2020-2024 Consolidated Plan are as follows:

- 1. Suitable Living Environment
- 2. Decent Housing
- 3. Economic Opportunity

The expected outcomes for the 2020-2024 Consolidated Plan are:

- 1. Availability/Accessibility
- 2. Affordability
- 3. Sustainability

#### 3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The City of Shawnee has provided funding for similar activities annually since becoming a CDBG entitlement grantee in 2005. The City has similarly prioritized the same primary objectives and outcomes over the years, including providing suitable living environments, decent housing and economic opportunity in order to support availability/accessibility, affordability and sustainability.

The 2021 fiscal year marked the second year under the 2020-2024 Consolidated Plan. The priority needs established in the Consolidated Plan include non-housing community development, housing rehabilitation, and homelessness prevention. The strategic goals established are means to address the outstanding needs. The goals include public facility and infrastructure improvements, housing rehabilitation, public service assistance, economic development, and public service assistance specific to the planning, preparation for, and in response to the coronavirus pandemic. A total of \$306,724 was allocated to the City of Shawnee for fiscal year 2021. During the 2020 program year the City disbursed a total of \$147,187.68 of CDBG funds and \$10,882 of CDBG-CV (Coronavirus) funds in the following ways:

Infrastructure Projects - \$133,321.43 Public Service Projects \$13,866.25

Public Facility Improvements, Coronavirus related - \$2,850 Public Service Projects, Coronavirus related - \$8,032

#### 4. Summary of Citizen Participation Process and consultation process

Annual Action Plan 2022 Summary from citizen participation section of plan.

The goal of the Citizen Participation Plan is to encourage the participation of low- and moderate-income persons, particularly those living in areas where the use of CDBG funds are being proposed, as well as the participation of all interested citizens, social service providers and public agencies.

The priorities and activities selected as part of the Consolidated Plan and Annual Actions Plans are determined by a variety of means, including general public outreach, public hearings, ongoing interactions with public service providers and the Johnson County Continuum of Care on Homelessness, a community needs survey was conducted with input from a variety of agencies, groups, and coordination with area cities to determine the needs of low to moderate-income clients and residents.

As specified in the Citizen Participation Plan, an informational and community needs public meeting was held, as well as two public hearings and public comment period to solicit input regarding the 2022 Annual Action Plan. No public comments were received during those designated opportunities for citizen participation.

#### 5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

No public comments were received during the informational and community needs public meeting, the following two public hearings, or the 30-day public comment period. Affidavits of publications of the public meetings and comment periods and the public hearing meetings minutes are attached to the 2022 Annual Action Plan.

#### 6. Summary of comments or views not accepted and the reasons for not accepting them

There were not any comments or view not accepted.

#### 7. Summary

The City of Shawnee attempts to receive comments and identify potential projects from a wide range of sources. The City will continue to seek input and comments over the term of the 2020-2024 Consolidated Plan, proceeding annual action plans and through any necessary amendments to those plans.

#### PR-05 Lead & Responsible Agencies - 91.200(b)

#### 1. Agency/entity responsible for preparing/administering the Consolidated Plan

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role		Name		Department/Agency
CDBG Administrator	SHAWN	NEE	City of Shawnee	e Community Development Department

Table 1 – Responsible Agencies

#### **Narrative**

The City of Shawnee is responsible for the overall development and administration of the City's Community Development Block Grant program.

The HOME program is administered by Johnson County Housing Services. Public Housing is administered by the Johnson County Housing Authority. Johnson County also administers any ESG funding that many become available county-wide.

Additional assistance was provided by the Housing & Community Development Advisory Committee, City of Lenexa, City of Olathe, City of Overland Park, City of Shawnee, Johnson County Housing Authority, and Olathe Housing Authority.

#### Consolidated Plan Public Contact Information

#### AP-10 Consultation - 91.100, 91.200(b), 91.215(l)

#### 1. Introduction

The City of Shawnee undertook a multi-prong approach to receive input in the development of the Consolidated Plan and the following Annual Action Plans. In an effort to consolidate our outreach efforts, Shawnee worked with Johnson County Community Development, the Johnson County Housing Authority, the City of Olathe Housing Authority, the City of Overland Park, and the City of Lenexa to conduct consultations and share relevant information specifically in the development of the 2020-2024 Consolidated Plan.

Additionally, the City conducted public hearings and individual consultations with partnership organizations and groups throughout the region and within our community.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I)).

The Consolidated Plan and following Annual Action Plans are a result of public outreach from multiple agencies to access and address the needs of low to moderate-income clients and residents. Groups consulted during the development processes included organizations involved in the development of affordable housing, agencies that provide health services, local housing authorities, fair housing services, homeless and social service providers, persons with disabilities, persons with HIV/AIDS, homeless persons, mental health providers, Johnson County Continuum of Care members, and low-income residents. The directors of both the Johnson County Housing Authority and the City of Olathe Housing Authority were consulted in developing the Consolidated Plan. The directors shared their annual plans as well as their priority needs.

The City and County have defined roles in the provision of services to our residents. Services such as public health and mental health are provided funding by a county mill levy. The City has allocated funding in its general fund to service agencies to provide specialized services not provided by the City of Shawnee.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

Beginning in January 2021, Lauren Grashoff is serving on the Johnson County Continuum of Care on Homelessness board. Through that role and active participation as a member, the City of Shawnee maintains a relationship with the Continuum of Care on homelessness to identify potential changes in the demographics of the community and supports the programs to homeless and near homeless

persons, or those with HIV/AIDS. The lead CoC agency, United Community Services, maintains a wealth of information and are the experts to furnish agencies with the ability to provide programming for homeless, near homeless and at-risk persons. Coordination in these efforts results in the most efficient allocation of financial resources.

The City of Shawnee has also annually provided funding to United Community Services to fund a wide variety of agencies that address homeless, at risk persons, as well as residents that are moving into permanent housing.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

Since the City of Shawnee does not receive ESG funds, we have limited consultation with the determination of allocating ESG funds County-wide. Johnson County Community Development (JCCD) and the Johnson County Continuum of Care (CoC) Lead Agency for ESG funds consult with local agencies should opportunities arise to receive state funding for ESG related programs. The City remains apprised of ESG activities through participation in the CoC.

2. Agencies, groups, organizations and others who participated in the process and consultations

Table 2 – Agencies, groups, organizations who participated

Agency/Group	p/Organization	SHAWNEE
Agency/Group	o/Organization Type	Services-Children
		Services-Elderly Persons
		Services-Persons with Disabilities
		Services-Health
		Services-Education
		Services-Employment
		Service-Fair Housing
		Services - Narrowing the Digital Divide
		Agency - Managing Flood Prone Areas
		Agency - Management of Public Land or Water Resources
		Agency - Emergency Management
		Other government - Local
		Planning organization
		Civic Leaders
What section	of the Plan was addressed by	Housing Need Assessment
Consultation?		Public Housing Needs
		Homelessness Strategy
		Non-Homeless Special Needs
		Market Analysis
		Economic Development
		Anti-poverty Strategy
		Lead-based Paint Strategy
Briefly describ	pe how the Agency/Group/Organization	Ongoing contact between city departments to identify needs of residents.
was consulted	d. What are the anticipated outcomes of	Governing body annually adopts a five year capital improvement plan, and
the consultati	on or areas for improved coordination?	reviews agencies to receive human service funding.

2	Agency/Group/Organization	Johnson County Housing Services
	Agency/Group/Organization Type	Housing
		РНА
		Services - Housing
		Services-Persons with Disabilities
		Services-Persons with HIV/AIDS
		Service-Fair Housing
		Other government - County
		Planning organization
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Public Housing Needs
		Market Analysis
		Lead-based Paint Strategy
	Briefly describe how the Agency/Group/Organization	Consulted through e-mail, phone calls, and meetings. Shawnee CBDBG
	was consulted. What are the anticipated outcomes of	subrecipient, administrator of Minor Home Rehabilitation Program.
	the consultation or areas for improved coordination?	
3	Agency/Group/Organization	Johnson County Community Development
	Agency/Group/Organization Type	Housing
		Services-homeless
		Agency - Emergency Management
		Other government - County
		Regional organization
		Planning organization
		Civic Leaders

	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Public Housing Needs
		Homeless Needs - Chronically homeless
		Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Non-Homeless Special Needs
		HOPWA Strategy
		Market Analysis
		Economic Development
		Lead-based Paint Strategy
	Briefly describe how the Agency/Group/Organization	Specifically consulted with Johnson County Community Development through
	was consulted. What are the anticipated outcomes of	meetings, email, and via phone. Other staff interactions with various departments
	the consultation or areas for improved coordination?	of the County government, including Emergency Management, Administration,
		and Health and Environment.
4	Agency/Group/Organization	CITY OF OVERLAND PARK
	Agency/Group/Organization Type	Services-Children
		Services-Elderly Persons
		Service-Fair Housing
		Other government - Local
		Planning organization
		Civic Leaders
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Non-Homeless Special Needs
		Market Analysis

	<del>-</del>	
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation ongoing via meetings and email regarding development of the Consolidated Plan and Annual Action Plans. Also, assisted with 2019 update of the Analysis of Impediments to Fair Housing. Update required as part of the Consolidated Plan development process. Additionally, each City's Community Development, Parks, and Public Works Departments all work to coordinate planning efforts which are in direct proximity of each other.
5	Agency/Group/Organization	City of Lenexa
	Agency/Group/Organization Type	Services-Children Services-Elderly Persons Service-Fair Housing Other government - Local Planning organization Civic Leaders
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Non-Homeless Special Needs Economic Development Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation ongoing via meetings and email regarding development of the Consolidated Plan and Annual Action Plans. Also, assisted with 2019 update of the Analysis of Impediments to Fair Housing. Additionally, each City's Community Development, Parks and Public Works Departments all work to coordinate planning efforts which are in direct proximity of each other.
6	Agency/Group/Organization	City of Merriam
	Agency/Group/Organization Type	Other government - Local Planning organization Civic Leaders

	What section of the Plan was addressed by Consultation?	Market Analysis Economic Development
		Transportation
	Briefly describe how the Agency/Group/Organization	Ongoing contact. Coordination of projects affecting both cities, especially
	was consulted. What are the anticipated outcomes of	stormwater and streets.
	the consultation or areas for improved coordination?	
7	Agency/Group/Organization	Johnson County Continuum of Care on Homelessness
	Agency/Group/Organization Type	Housing
		Services - Housing
		Services-Children
		Services-Elderly Persons
		Services-Persons with Disabilities
		Services-Persons with HIV/AIDS
		Services-Victims of Domestic Violence
		Services-homeless
		Services-Health
		Services-Education
		Services-Employment
		Service-Fair Housing
		Services - Victims
		Regional organization
		Planning organization
		Business and Civic Leaders

	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Public Housing Needs
		Homeless Needs - Chronically homeless
		Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Non-Homeless Special Needs
		HOPWA Strategy
		Economic Development
		Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization	The CDBG Program Administrator for Shawnee attends the monthly CoC meetings
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of	The CDBG Program Administrator for Shawnee attends the monthly CoC meetings and serves on the Continuum of Care Board. The CoC is a community
	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community
	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and
	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and homelessness. The CoC is made up of both private and public organizations and
	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and homelessness. The CoC is made up of both private and public organizations and agencies who either serve those who are currently homeless or those who are
	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and homelessness. The CoC is made up of both private and public organizations and agencies who either serve those who are currently homeless or those who are most at risk. Together, with private and public resources, the members of the CoC
8	was consulted. What are the anticipated outcomes of	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and homelessness. The CoC is made up of both private and public organizations and agencies who either serve those who are currently homeless or those who are most at risk. Together, with private and public resources, the members of the CoC work to create a comprehensive safety net for those who are homeless or facing
8	was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	and serves on the Continuum of Care Board. The CoC is a community collaboration that seeks to improve the community's response to poverty and homelessness. The CoC is made up of both private and public organizations and agencies who either serve those who are currently homeless or those who are most at risk. Together, with private and public resources, the members of the CoC work to create a comprehensive safety net for those who are homeless or facing homelessness that provides shelter and assists them to regain stable housing.

	What section of the Plan was addressed by	Homeless Needs - Chronically homeless
	Consultation?	Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Non-Homeless Special Needs
		Anti-poverty Strategy
		Lead-based Paint Strategy
	Briefly describe how the Agency/Group/Organization	Website information on preparing the plan, and contact with local representative
	was consulted. What are the anticipated outcomes of	for specific questions regarding program administration and eligibility of activities.
	the consultation or areas for improved coordination?	Staff participation in regular updates with regional HUD office.
9	Agency/Group/Organization	Friends of JCDS
	Agency/Group/Organization Type	Housing
		Services - Housing
		Services-Persons with Disabilities
		Publicly Funded Institution/System of Care
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization	Ongoing contact. City CDBG sub-recipient. Discussion of services available
	was consulted. What are the anticipated outcomes of	regarding persons with intellectual and physical disabilities.
	the consultation or areas for improved coordination?	

.0 Agency/Group/Organization	The Salvation Army
Agency/Group/Organization Type	Services - Housing
	Services-Children
	Services-Elderly Persons
	Services-Persons with Disabilities
	Services-Persons with HIV/AIDS
	Services-Victims of Domestic Violence
	Services-homeless
	Services-Health
	Services-Education
	Services-Employment
	Services - Victims
	Civic Leaders
What section of the Plan was addressed by	Homeless Needs - Chronically homeless
Consultation?	Homeless Needs - Families with children
	Homelessness Needs - Veterans
	Homelessness Needs - Unaccompanied youth
	Homelessness Strategy
	Non-Homeless Special Needs
	Anti-poverty Strategy
Briefly describe how the Agency/Group/Organization	Ongoing direct contact. City CDBG grant subrecipient. Discussion of services
was consulted. What are the anticipated outcomes of	available and currently funded CDBG projects. Active participant in JoCo CoC.
the consultation or areas for improved coordination?	

11	Agency/Group/Organization	Catholic Charities of Northeast Kansas
	Agency/Group/Organization Type	Services - Housing
		Services-Children
		Services-Elderly Persons
		Services-Persons with Disabilities
		Services-Persons with HIV/AIDS
		Services-Victims of Domestic Violence
		Services-homeless
		Services-Health
		Services-Education
		Services-Employment
		Services - Victims
		Regional organization
		Planning organization
		Business and Civic Leaders
,	What section of the Plan was addressed by	Homeless Needs - Chronically homeless
	Consultation?	Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Non-Homeless Special Needs
		Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization	Ongoing direct contact. City CDBG grant subrecipient. Discussion of services
,	was consulted. What are the anticipated outcomes of	available and currently funded CDBG projects. Active participant in JoCo CoC.
	the consultation or areas for improved coordination?	

12	Agency/Group/Organization	Johnson County Parks and Recreation District
	Agency/Group/Organization Type	Services-Children
		Services-Health
		Services-Education
		Other government - County
		Civic Leaders
	What section of the Plan was addressed by	Non-Homeless Special Needs
	Consultation?	Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization	Ongoing direct contact. City CDBG grant subrecipient. Discussion of services
	was consulted. What are the anticipated outcomes of	available and currently funded CDBG projects.
	the consultation or areas for improved coordination?	
13	Agency/Group/Organization	Shawnee Chamber of Commerce
	Agency/Group/Organization Type	Planning organization
		Business and Civic Leaders
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Market Analysis
		Economic Development
	Briefly describe how the Agency/Group/Organization	Ongoing contact. Trends observed in the community regarding workers,
	was consulted. What are the anticipated outcomes of	infrastructure needs and employment services. Review and discussion of
	the consultation or areas for improved coordination?	businesses seeking to locate to City of Shawnee and opportunities. Understand
		the skill sets require by local businesses and work with the Workforce Partnership
		to provide training opportunities.

14	Agency/Group/Organization	United Community Services of Johnson County
	Agency/Group/Organization Type	Services-Education
	Agency/ Group/ Organization Type	Services-Employment
		Service-Fair Housing
		Regional organization
		Planning organization
		Business and Civic Leaders
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Public Housing Needs
		Homeless Needs - Chronically homeless
		Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Non-Homeless Special Needs
		HOPWA Strategy
		Market Analysis
		Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization	Lead agency for Johnson County Continuum of Care. Poverty and other
	was consulted. What are the anticipated outcomes of	community needs and demographic information provided on website and other
	the consultation or areas for improved coordination?	outreach resources, and active engagement with education and resource
	the consultation of areas for improved coordination?	
		summits.

# Identify any Agency Types not consulted and provide rationale for not consulting

Not applicable.

#### Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	·	

Table 3 - Other local / regional / federal planning efforts

#### **Narrative**

The City, County, and KC metropolitian region have a number of vision and strategic plans that guide organizations and initiatives within Shawnee and the area. A number of topcis support goals and projects within the City's Consolidated Plan and Annual Action Plan (most specifically as noted in Table 3 above).

#### AP-12 Participation - 91.401, 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

The City of Shawnee sought citizen input in a variety of ways. The City's Citizen Participation Plan outlines the policies and procedures to receive input to identify the needs and to allocate CDBG funds. An informational meeting and two public hearings were held by the Governing Body during the creation and adoption of the 2022 Annual Action Plan. All public notices are published in the Legal Record and are available simultaneously on the City's website. Notices are published is English and Spanish as feasible.

#### **Citizen Participation Outreach**

Sort Orde r	Mode of Outreac h	Target of Outreac h	Summary of response/attendan ce	Summary of comments receiv	Summary of commen ts not accepted and reasons	URL (If applicable)
1	Newspaper Ad	Non- targeted/broad community	A community needs and informational meeting was held on March 10, 2021. Interested persons were able to attend in-person and virtually. No one attended the meeting.	No comments were received during the meeting as no one was in attendance. As included in the public notice, interested persons were able to provide comments via email. No comments were received via email.	Not applicable as no comments were received regarding the 2022 Action Plan.	www.cityofshawnee.o

Sort Orde	Mode of Outreac	Target of Outreac	Summary of	Summary of	Summary of commen	URL (If applicable)
r	h	h	response/attendan	comments receiv	ts not accepted	
			ce	ed	and reasons	
			This public hearing			
			was held on August			
			23, 2021 during a			
			regularly scheduled			
			City Council			
			meeting. No one in			
			attendance at the		Not applicable.	
			public hearing			
			spoke on this item			
		Non-	besides the City			
2	Public Hearing	targeted/broad	Council members.	No comments		
2	Fublic fleating		The complete	were received.		
		community	08/23/2021 City			
			Council meeting			
			minutes are			
			attached to this			
			plan. A public notice			
			for the meeting was			
			published in The			
			Legal Record on			
ı			08/03/2021 and on			
ı			the City's website.			

Sort Orde r	Mode of Outreac h	Target of Outreac h	Summary of response/attendan ce	Summary of comments received	Summary of commen ts not accepted and reasons	URL (If applicable)
3	Public Hearing	Non- targeted/broad community	This public hearing was held on 10/11/21 during a regularly scheduled City Council meeting. No one in attendance at the public hearing spoke on this item beside the City Council members. The complete 10/11/2021 City Council meeting minutes are attached to this plan. Public noticing was provided for the meeting item in the 09/07/2021 publication of The Legal Record and was included on the City's website.	No comments were received.	Not applicable	

Sort Orde r	Mode of Outreac h	Target of Outreac h	Summary of response/attendan ce	Summary of comments received	Summary of commen ts not accepted and reasons	URL (If applicable)
4	Newspaper Ad	Non- targeted/broad community	A 30-day public comment period on the 2022 Action Plan was advertised in the City's designated newspaper of public record, the LEGAL Record on 09/07/2021. The public comment period was 10/12/2021-11/11/2021. The notice was also published on the City's website.	Comments could be accepted inperson, by phone or via email. No comments were received within the public comment period.	Not applicable.	

Table 4 – Citizen Participation Outreach

# **Expected Resources**

#### AP-15 Expected Resources - 91.420(b), 91.220(c)(1,2)

#### Introduction

It is assumed that the City of Shawnee will receive approximately the same dollar amount of funding for the remaining years of the current Consolidated Plan (2022-2024). The expected amount of funding available does not include prior year funding that remains unspent, which is \$509,010.11 of FY 2019-2021 CDBG funds and \$403,870 of CDBG-CV funds.

#### **Anticipated Resources**

Program	Source	Uses of Funds	Exped	ted Amoun	t Available Ye	ar 1	Expected	Narrative Description
	of Funds		Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$	Amount Available Remainder of ConPlan \$	
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements	202 706			202 706	044 200	It is assumed that the City of Shawnee will receive approximately the same dollar amount of funding for the remaining years of the current Consolidated Plan (2022-2024). The expected amount of funding available does not include prior year funding that remains unspent.
		Public Services	303,796	0	0	303,796	911,388	

Program	Source Uses of Funds Expected Amount		t Available Ye	ar 1	Expected	Narrative Description		
	of Funds		Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$	Amount Available Remainder of ConPlan \$	
Other	public -	Acquisition						\$403,870 of CDBG-CV funds remain unspent
	federal	Admin and						from the Federal allocation.
		Planning						
		Economic						
		Development						
		Housing						
		Public						
		Improvements						
		Public Services	0	0	0	0	403,870	

Table 5 - Expected Resources - Priority Table

# Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

Federal funds will be used as the primary funding source to undertake minor home rehabilitation projects specifically for low to moderate-income residents. City funds are used to supplement the program by paying administrative expenses and additional repair costs. CDBG dollars will be used to leverage the use of the City's Special Revenue Funds to complete a street reconstruction and improvement project in a low-moderate income census tract. Federal funds will be used to provide other public services not funded through the general fund that are aimed specifically to low and moderate income residents to encourage employment opportunities and reduce the risk for homelessness. The City of Shawnee provides a 25% match for HOME funding received annually through a consortia agreement with Johnson County.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

There is no publically owned property that has been identified as being appropriate to address the needs identified in the plan at the present.

#### Discussion

The City has obligated all prior year grant funds to date, and is actively working with sub-grantees to administer the funds. It is expected that approximately one quarter of the CDBG-CV funds will be expended by the end of the fiscal year 2022, and approximately half of the fiscal year 2019-2022 CDBG funds to comply with the timely spending requirements.

Annual Action Plan 2022

# **Annual Goals and Objectives**

# AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

#### **Goals Summary Information**

Sort	Goal Name	Start	End	Category	Geographic	Needs Addressed	Funding	Goal Outcome Indicator
Order		Year	Year		Area			
1	Public Facilities	2020	2024	Non-Housing		Non-Housing	CDBG:	Public Facility or Infrastructure
	and Infrastructure			Community		Community	\$214,727	Activities other than Low/Moderate
				Development		Development		Income Housing Benefit: 570
								Persons Assisted
2	Housing	2020	2024	Affordable		Housing	CDBG:	Public Facility or Infrastructure
	Rehabilitation			Housing		Rehabilitation	\$43,500	Activities for Low/Moderate Income
								Housing Benefit: 1 Households
								Assisted
								Homeowner Housing Rehabilitated:
								8 Household Housing Unit
3	Public Services	2020	2024	Homeless		Homelessness	CDBG:	Public service activities other than
				Non-Homeless		Prevention	\$45,569	Low/Moderate Income Housing
				Special Needs				Benefit: 120 Persons Assisted
				Non-Housing				Homelessness Prevention: 14
				Community				Persons Assisted
				Development				

Table 6 – Goals Summary

#### **Goal Descriptions**

1	Goal Name	Public Facilities and Infrastructure
	Goal	Street and stormwater improvement project in majority low-moderate income household Census Block Group area.
	Description	
2	Goal Name	Housing Rehabilitation
	Goal	Rehabilitation of 1-4 unit, single family owner-occupied, low-moderate income households through the Minor Home
	Description	Rehabilitation Program. Financial support for two accessible bathrooms within new residence providing housing for four persons with developmental or intellectual disabilities.
3	Goal Name	Public Services
	Goal	Provision of public services for homelessness prevention, and access to new or continuing services.
	Description	

#### AP-35 Projects - 91.420, 91.220(d)

#### Introduction

The City of Shawnee proposes to undertake seven projects as part of the 2022 Annual Action Plan to assist low-moderate income persons within our community.

#	Project Name
1	Barton Street Improvements - W. 59th Street to W. 59th Terrace
2	2022 Minor Home Rehabilitation
3	2022 Friends of JCDS
4	2022 Catholic Charities of Northeast Kansas
5	2022 JCPRD
6	2022 Salvation Army
7	2022 Metro Lutheran Ministry

Table 7 – Project Information

# Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The City has established a priority to complete infrastructure improvements that enhance a project or a standalone project that will provide street improvements and stormwater improvements that reduce the traffic hazards, increase pedestrian safety, and reduce flooding. Since 2013, the City has focused the majority of CDBG funded infrastructure projects in the neighborhood area between Nieman Road to Flint Street and Johnson Drive to 62nd Terrace, with a goal of providing complete street and stormwater improvements. The Barton Street Improvement project proposed in the 2022 Action Plan in located within this priority neighborhood.

The City contracts with Johnson County Housing Services to provide minor housing rehabilitation services for low and moderate-income households. Eligible properties include 1-4 unit owner-occupied housing within Shawnee city limits. Eligible activities include exterior and interior improvements up to \$5,000. The City also provides funds for program administration and additional rehabilitation expenses from the City's General Fund. The MHR program has underserved low-moderate income households since 2020 due to safety precautions needed during the ongoing Coronavirus pandemic. Since projects were put on hold from March 2020-May 2021 there is a backlog of applications. City Staff is working with Johnson County Housing Services to jump start the program again to continue to serve Shawnee homeowners.

Providing both affordable and accessible housing is community need, especially for underserved populations. Friends of JCDS will be using CDBG funds to support accessibility improvements at a home they are constructing and own in Shawnee. The home is part of Friends of JCDS' affordable and accessible housing program for individuals with a diagnoses of intellectual or developmental disability.

The provision of childcare subsidies continues to be a priority for public service supports. As a common and high cost household expense, childcare subsidies can allow person to retain or seek employment, continue their education, or otherwise reallocate time and financial resources to other household needs.

The provision of funds to public service providers for subsistence payments to low and moderate income residents is also a continued community priority. Subsistence payments allow for intervention in emergencies that can prevent worsening scenarios like health impacts, displacement, and homelessness.

# **AP-38 Project Summary**

**Project Summary Information** 

1	Project Name	Barton Street Improvements - W. 59th Street to W. 59th Terrace				
	Target Area					
	Goals Supported	Public Facilities and Infrastructure				
	Needs Addressed	Non-Housing Community Development  CDBG: \$214,727				
	Funding					
	Description	Street and stormwater improvements between in 64% LMI area (Census Tract 521.02, Block Group 4).				
	Target Date	10/28/2022				
	Estimate the number and type of families that will benefit from the proposed activities	The street improvement project is located in Census Tract 521.02, Block Group 4. The Low and Moderate income percentage for the block group is 64.04% with a total of 570 low income individuals living in the area.				
	Location Description	Barton Street between W. 59th Street and W. 59th Terrace generally within eixsting public right-of-way.				
	Planned Activities	Street, stormwater and sidewalk improvements.				
2	Project Name	2022 Minor Home Rehabilitation				
	Target Area					
	Goals Supported	Housing Rehabilitation				
	Needs Addressed	Housing Rehabilitation				
	Funding	CDBG: \$25,000				
	Description	Minor home rehabilitation assistance for 0-80% AMI Shawnee homeowners.				
	Target Date	9/30/2023				
	Estimate the number and type of families that will benefit from the proposed activities	Based on the number of homes rehabilitated in recent years, it is estimated that 8 households will be served. All of the households must be HUD income eligible. It is assumed that at least one project will be for accessibility upgrades.				
	Location Description	City-wide based on household income.				
	Planned Activities	Minor Home rehabilitation consisting of both exterior and interior work. Examples of eligible work include roof, electrical, new windows and doors, painting, fixing wood rot, plumbing, sewer line, HVAC, etc. repairs. The program funds may also be used to provide accessibility updates or repairs as necessary.				

3	Project Name	2022 Friends of JCDS
	Target Area	
	Goals Supported	Public Facilities and Infrastructure Housing Rehabilitation
	Needs Addressed	Housing Rehabilitation
	Funding	CDBG: \$18,500
	Description	Supplemental funding assistance for construction of a new residence in Shawnee serving four individuals with intellectual or development disabilities.
	Target Date	12/31/2022
	Estimate the number and type of families that will benefit from the proposed activities	The household will serve four individuals with developmental or intellectual disabilities. These are presumed benefit clients. The home is owned by the sub-grantee, Friends of JCDS, Inc.
	Location Description	7012 Widmer Stree, Shawnee, KS 66216, located within an existing single-family residential neighborhood.
	Planned Activities	Construction of two accessible bathrooms within a new build project.
4	Project Name	2022 Catholic Charities of Northeast Kansas
	Target Area	
	Goals Supported	Public Services
	Needs Addressed	Non-Housing Community Development Homelessness Prevention
	Funding	CDBG: \$3,978
	Description	Subsistence assistance (rent and utility payments) to low and moderate-income Shawnee households.
	Target Date	12/31/2022
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 30 people will receive assistance. The majority of households are expected to be female-headed households, based on the composition of households that have received funding in the past. The program also benefits those on the verge of homelessness, including those households who have received eviction notices due to the inability to pay for housing.
	<b>Location Description</b>	Support is available city-wide.

	Planned Activities	Provision of emergency and subsistence payments for rent and utility payments for income eligible families.
5	Project Name	2022 JCPRD
	Target Area	
	Goals Supported	Public Services
	Needs Addressed	Non-Housing Community Development
	Funding	CDBG: \$17,723
	Description	Scholarship assistance (Childcare assistance) to low and moderate-income Shawnee families to attend summer camp and for out of school care.
	Target Date	12/31/2022
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 30 persons will be served from low to moderate income households. Households served are expected to be primarily with a single parent households and/or female headed households.
	Location Description	All beneficiaries are required to be residents of Shawnee, and must income qualify.
	Planned Activities	Summer day camp scholarships and out-of-school care scholarships for income eligible families.
6	Project Name	2022 Salvation Army
	Target Area	
	Goals Supported	Public Services
	Needs Addressed	Non-Housing Community Development Homelessness Prevention
	Funding	CDBG: \$15,912
	Description	Provision of subsistence assistance (rent and utility payments) to low and moderate-income Shawnee households.
	Target Date	12/31/2022
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 55 people will receive assistance. In the past, most recipient households have been female headed. The program also benefits those on the verge of homelessness, including those households who have received eviction notices due to the inability to pay for housing.

	Location Description	All beneficiaries are required to be residents of Shawnee, and must income qualify.
	Planned Activities	Provision of emergency and subsistence payments for rent and utilities.
7	Project Name	2022 Metro Lutheran Ministry
	Target Area	
	Goals Supported	Public Services
	Needs Addressed	Non-Housing Community Development Homelessness Prevention
	Funding	CDBG: \$7,956
	Description	Provide subsistence assistance (rent, utilities, and food), childcare expenses, and case management services, including housing stabilization and financial and employment coaching.
	Target Date	12/31/2022
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 30 people will receive assistance. The program also benefits those on the verge of homelessness, including those households who have received eviction notices due to the inability to pay for housing.
	<b>Location Description</b>	Support is available city-wide.
	Planned Activities	Provide subsistence assistance (rent, utilities, and food).

# AP-50 Geographic Distribution - 91.420, 91.220(f)

# Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

The City of Shawnee does not prioritize investments to entitlement areas, with the exception of infrastructure improvement projects that must benefit majority low to moderate-income areas. Funding through public service providers and the Minor Home Repair program will be provided to persons citywide that meet the income-based criteria. The Friends of JCDS home rehabilitation project is also not geographically based as the organization serves a special needs clientele.

### **Geographic Distribution**

Target Area	Percentage of Funds

**Table 8 - Geographic Distribution** 

## Rationale for the priorities for allocating investments geographically

The City of Shawnee desires to provide infrastructure improvements in neighborhoods most in need of improvement. This has traditionally meant neighborhoods with ditch section streets, zero or limited sidewalks and connectivity, and lack of adequate stormwater utilities. Infrastructure improvements in low and moderate-income neighborhoods provides the greatest opportunity for neighborhood stabilization and improved access to nearby public facilities and services.

#### Discussion

# AP-75 Barriers to affordable housing -91.420, 91.220(j)

#### Introduction

There are many public policies at Federal, State, and local levels which impact access to affordable housing for both existing and new housing stock. While the City does not have control at all levels we focus on incentivizing affordability for new construction and enacting policies that do not add burdens or create barriers to housing.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

In 2021, the City went through an update of our Comprehensive Plan. The new Comprehensive Plan builds upon and brings together existing planning efforts to create a unified vision for the future of Shawnee. The Comprehensive Plan demonstrates a path forward – using both physical and policy recommendations. The Comprehensive Plan addresses a wide variety of topics critical to the continued and improved success of Shawnee, and is supported by six guiding principles, including:

- Sustainable and Resilient Community,
- Strong Neighborhoods,
- Lively Spaces,
- Healthy Lifestyles,
- Connected Community, and
- Vibrant Economy

Each principle is supported by goals and policies to articulate steps the City will need to take to move in the preferred direction. The goals and principles outlined in the Comprehensive Plan a number of policies related to affordable housing, land use controls, zoning, sustainability, resiliency, building and property maintenance codes, mobility and multi-modal transportation, social equity, and access to health and human services. The Comprehensive Plan will help guide a number of possible City actions that can address the negative and often unintended effects of public policies.

Annual Action Plan 2022 The City participates in the Kansas Neighborhood Revitalization Act, which makes tax rebates available to property owners within the designated area for ten years. This encourages property owners to make significant improvements to their properties, as well as to provide in-fill housing in older neighborhoods. The city will also continue to consider the use of private activity bonds to help financing affordable housing in appropriate locations.

The City enforces minimum housing code requirements to assure all units are in safe and sanitary conditions. Brochures are maintained for the public regarding housing discrimination, and information regarding fair housing is posted on the City website.

The City continues to enter into Excise Tax Abatement agreements for residential and commercial development to encourage development and construction activities.

The provision of economic incentives to encourage businesses to locate and expand in the community through the economic development fund revenue stream will provide the city with a financial ability to grow our economic base.

The City of Shawnee does not have growth limitations.

In early 2021, the City amended the Zoning Regulations to include allowances for homeless shelters. Prior to this, the regulations neither allowed or disallowed homeless shelters in City limits and offered relatively minimal guidance for interested parties and staff. The new regulations create allowance for short-term (e.g. cold weather shelters), shelters accessory to religious institutions, permanent stand-alone shelters and domestic violence shelters. The regulations include City staff review of management plans to ensure the health and safety of clients, staff, and citizens, and compatibility of such uses to surrounding properties.

The City participates in a number of incentive programs reducing development costs for infill, redevelopment and greenfield development. Reduced development costs can lead to more affordable construction and can in turn support affordable housing stock.

During Shawnee's annual budget process, the City Council assesses the budgetary needs and operations to balance the dependence and need on all properties in Shawnee. This includes the ability to maintain, raise, or decrease the City's portion of the property tax mill levy. In general, the City Council strives to maintain or lower the mill levy to decrease the burden on those who pay property tax. This year the City used ARPA funds to reimburse the City's portion of property tax paid by senior low-income homeowners.

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# Discussion

City staff recognizes that all barriers to housing cannot be removed, but we are systematically working to reduce burdens, address existing failures, and recreate a community which supports housing for all.

Annual Action Plan 2022

# AP-85 Other Actions - 91.420, 91.220(k)

#### Introduction

The City of Shawnee recognizes that the community has a variety of needs and that they may be different based on age, ability, income, education level, race, household size, and many other aspects that influence and affect our lives. The City works to establish key priorities and undertakes programs, services, and budget allocations based on our overall community priorities. The City provides as many supports as possible, but also relies on other entities throughout the Kansas City metropolitan to meet the full spectrum of community member needs.

#### Actions planned to address obstacles to meeting underserved needs

In 2022, the City of Shawnee has allocated funds to:

- United Community Services to offer Human Service Grants, which reach a wide variety of
  agencies that address homeless, at risk persons, as well as residents that are moving into
  permanent housing.
- Johnson County Utility Assistance Program for low-income residents.
- Johnson County Rental Assistance Program for low-income residents.
- Shawnee Community Services a local food pantry and community assistance organization.
- Rebuilding Together Shawnee, a local non-profit who performs housing repair projects in Shawnee to veterans, seniors and low-income households.
- Special Olympics Shawnee to pay for participant expenses and administrative costs.
- Rebate of franchise fees paid on specific utility and telephone bills for very low income and senior residents
- Rebate of the City's annual stormwater fee.
- Shawnee Parks and Recreation class, program, and membership scholarships
- CityRide program subsidized taxi services in the City limits and three other designated locations for Shawnee residents 65 years of age or older or persons with disabilities.
- Property tax rebate program for senior low-income homeowners.

#### Actions planned to foster and maintain affordable housing

In 2019, the City was a co-sponsor of the regional First Suburbs Coalition Regional Housing Summit to better understand the challenges and opportunities for preserving and providing workforce housing. As part of the summit, a final report was prepared which focuses on five major strategies for addressing the region's housing challenges:

- 1. Promote knowledge sharing.
- 2. Preserve existing housing.
- 3. Increase the amount of housing available.

- 4. Increase access to and the availability of financing.
- 5. Enact regulatory changes.

While the report is not an exhaustive list of housing challenges and opportunities, it provides much needed direction to continue to address affordable housing in the region and our community. Staff continues to be a part of the First Suburbs Coalition, which meets consistently to further discussion, share knowledge, and encourage policy implementation.

One of the recommended next steps of the First Suburbs Coalition housing report was to complete a housing study and strategic plan. In 2020, the City of Shawnee signed on to participate in a Johnson County Housing Study lead by United Community Services of Johnson County and the Johnson County Health Equity Network. The report was finalized in early 2021. The study includes an existing conditions analysis, provides housing perception data, reviews development potential, and provides strategic directions for the County and each community within. A task force has been created as a result in order to address next steps for removing affordable housing barriers. Multiple City staff members are a part of the task force. Additional guidance and direction for communities was produced in 2021. The City will use these identified actions in 2022 to assess program and policy priorities.

The City participates in the Kansas Neighborhood Revitalization Act, which makes tax rebates available to property owners within the designated area for ten years. This encourages property owners to make significant improvements to their properties, as well as to provide in-fill housing in older neighborhoods. The city will also continue to consider the use of private activity bonds to help financing affordable housing in appropriate locations.

The City's Volunteer Coordinator, manages the Neighbors Helping Neighbors Program, which connects residents in need to community volunteers. Many of these requests are related to home repair tasks that cannot be undertaken by the homeowner due to their age and/or physical limitations. The program operates at minimal expense and meets a true community need before issue get too large and become overwhelming financial burdens.

The City continues to enter into Excise Tax Abatement agreements for residential and commercial development to encourage development and construction activities. The provision of economic incentives to encourage businesses to locate and expand in the community through the economic development fund revenue stream will provide the city with a financial ability to grow our economic base.

#### Actions planned to reduce lead-based paint hazards

In following with HUD's Lead-Based Paint Regulations, the City enters into an agreement with Johnson County Housing Services to provide assessment of and remediation of lead paint, as warranted, in any Shawnee home that falls within the Minor Home Rehabilitation Program. The County has staff trained in Lead Safe Practices certified as lead-based paint inspectors and risk assessors, along with several

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contractors certified as lead-based abatement supervisors and certified lead based paint workers.

The terms and conditions established in the City's service agreement with the County for these programs requires all projects to comply with lead based paint safe work practices and remediation regulations when necessary. The lead-based paint testing and remediation expenses may be incorporated in the program expenses. Additionally, HOME funds can be used for lead paint testing and remediation. The HOME program is also administered by Johnson County Housing Services.

Aside from lead paint remediation available through the MHR and HOME programs, Shawnee does not offer any other testing or remediation resources. Shawnee has informational brochures in English and Spanish at City Hall, specifically available in the Community Development where residents obtain building permits.

### Actions planned to reduce the number of poverty-level families

According to the 2016 American Community Survey, 5-year estimates, 7.4% of the residents of Shawnee in the past twelve months have lived below the poverty line. The City recognizes a need to continue their current programs for lower-income families and to explore the opportunities to improve programs serving this segment of our community.

- The City recognizes the best way to assist people in improving their economic position is to
  provide employment opportunities. Therefore, the City, through its policies and planning, will
  continue to encourage business growth in our community.
- The City will continue to be open to expanding services for lower-income people who are employed. For example, the City will continue to support grants for summer day camp and childcare scholarships. The scholarships will serve to support the work force within our City.
- The City plans to continue its efforts to support programs to maintain the quality and integrity of
  our older neighborhoods where the older, smaller and less expensive housing is found. The
  direct benefit to homeowners is the maintenance of property values and protection of their
  equity. The City actively supports infrastructure improvements and a neighborhood
  conservation program in these areas.
- The City also will continue to support the Johnson County Minor Home Rehabilitation Program for low to moderate-income households. These programs help maintain the quality of our housing stock, assisting primarily the elderly and disabled residents.
- The City supports an active property codes enforcement program throughout the City. In recognition that some families cannot afford to correct code violations, the City provides financial assistance or volunteer assistance to help eligible homeowners correct the property deficiency.
- The City will continue to provide information to the non-profit sector regarding federal, state, and city programs, which would facilitate the development of programs to alleviate poverty or housing conditions.

• The City will continue to work with other non-profit and public service agencies to support and publicize the opportunities for assistance.

The extent to which any of these strategies will reduce poverty is unknown. However, each strategy serves to ease, if not improve an individual's or family's living or housing conditions.

#### Actions planned to develop institutional structure

The City of Shawnee's Community Development Department is currently responsible for CDBG program administration by authority from the Governing Body. CDBG funded projects are carried out by City staff, Johnson County Housing Services, and other sub-recipients.

In 2021, the City formed a Community Engagement Task Force to provide strategic direction, advice, and recommendations to the Governing Body on all aspects related to community engagement. Including but not limited to public communications, engagement opportunities, inclusivity, diversity, and employee recruitment and retention. The final report will be reviewed in July 2022. This is one of many opportunities for the City to assess and address our internal and external structure and services.

In February 2021, the Governing Body also approved creation of the Police Department Community Advisory Board. The board will serve to advise and assist in policy development, education, community outreach, and communications related to the preemption and prohibition of racial or other biased-based policing by the Police Department. This will have direct effect on the City's Police Department.

# Actions planned to enhance coordination between public and private housing and social service agencies

Through the Continuum of Care on Homelessness, and the City's support of their efforts coordination of benefits will continue to occur. The ongoing relationship between the City of Shawnee and United Community Services will assist in the identification of changing needs in Johnson County, and identify areas where financial assistance should be targeted as a shift in the service needs occurs. The City will continue to support various public service agencies, both public and private, with City General Funds, CDBG funding, and with other staff time and resources as available.

#### Discussion

As noted previously, the City is engaged in a number of organizations and initiatives throughout the Kansas City region. We strive to provide more opportunities, resources, and services to everyone either directly or indirectly.

# **Program Specific Requirements**

# AP-90 Program Specific Requirements - 91.420, 91.220(I)(1,2,4)

### Introduction

None of the Section 108 loans, surplus funds from urban renewal settlements, urgent needs, or floatfunds apply to FY 2022 CDBG programs. The City does not anticipate receipt of program income nor expect grant funds to be returned to the line of credit from prior plan years.

# Community Development Block Grant Program (CDBG) Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

<ol> <li>The total amount of program income that will have been received before the start of the ne</li> </ol>	ext
program year and that has not yet been reprogrammed	C
2. The amount of proceeds from section 108 loan guarantees that will be used during the year	to
address the priority needs and specific objectives identified in the grantee's strategic plan.	C
3. The amount of surplus funds from urban renewal settlements	C
4. The amount of any grant funds returned to the line of credit for which the planned use has	not
been included in a prior statement or plan	C
5. The amount of income from float-funded activities	C
Total Program Income:	C
Other CDBG Requirements	
1. The amount of urgent need activities	C
2. The estimated percentage of CDBG funds that will be used for activities that benefit	
persons of low and moderate income. Overall Benefit - A consecutive period of one,	
two or three years may be used to determine that a minimum overall benefit of 70%	
of CDBG funds is used to benefit persons of low and moderate income. Specify the	
vears covered that include this Annual Action Plan.	70.00%

# Discussion

If the City does receive program income or has funds returned to the line of credit, we will comply with the statutory requirements to manage such funds. The aggregate use of CDBG funds during the program year 2022 shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the stated period. The City does not use CDBG funds for administrative costs or similar soft costs.

# The Legal Record

1701 E. Cedar St., Ste. 111 Olathe, KS 66062-1775 (913) 780-5790

CITY OF SHAWNEE - CITY CLERK 11110 JOHNSON DR SHAWNEE KS 66203-2750

# **Proof of Publication**

STATE OF KANSAS, JOHNSON COUNTY, SS; Maureen Gillespie, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Clerk for The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any) for 1 consecutive week(s), as follows:

CDBG FUNDS REGARDING THE CITY'S **ANNUAL ACTION PLAN 2022** 2/23/21

Public comments may also be submitted in writing prior to the meeting to La <u>Igrashoff@citvofshawnee.org</u> or at 11110 Johnson Drive, Shawnee, Kansas 66203. Plea Grashoff in the Community Development Department at 913-742-6226 with any questions. the City's website at www.cityofshawnee.org. Due to the COVID-19 pandemic, we On Wednesday, March 10 at 6:00 P.M., the City of Shawnee will host a the future use of the Community Development Block Grant (CDBG) funds Plan for 2022. is not essential, we encourage interested during the scheduled public meeting.
Council Chambers and lobby, and are taking steps to follow guidelines regarding social distancing and antial, we encourage interested persons to listen to the meeting live on all Council Chambers (11110 Johnson Drive, Face masks are required inside the building, will be available on a first come first serve s at least 48 hours prior to the meeting. Kansas 66203. Please contact Lauren public meeting to receive input on regarding the City's Annual Action

5

crowd size. If

February 23, 2021 City of Shawnee, Kansas 11110 Johnson Drive

First published in The Legal Record, Tuesday, February 23, 2021. CDBG COMMUNITY NEEDS MEETING CITY OF SHAWNEE

Maureen Gillespie, Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

February 23, 2021

Notary Public

PENNY KNIGHT Notary Public-State of Kansas My Appt. Expires Dec. 31, 2021

L89742 Publication Fees: \$7.37

# The Legal Record

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MEETING - 2022 CDBG ANNUAL ACTION PLAN 8/3/21

Maureen Gillespie, Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

August 3, 2021

Notary Public

PENNY KNIGHT Notary Public-State of Kansas My Appt. Expires Dec. 31, 2021 First published in The Legal Record, Tuesday, August 3, 2021.

CITY OF SHAWNEE
NOTICE OF PUBLIC MEETING
COMMUNITY DEVELOPMENT BLOCK GRANT
2022 ANNUAL ACTION PLAN

August 3, 2021
City of Shawnee, Kansas
11110 Johnson Drive
Shawnee, KS 66203
913-631-2500
On Monday, August 23, 2021, at 7:00 P.M., the City of Shawnee will hold a public meeting to consider public service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and other sub-recipient applications for the 2022 Community Development Block Grant service provider and sub-recipient applications for the 2022 Community Development Block Grant service provider and sub-recipient applications for the 2022 Community Development Block Grant service provider and sub-recipient applications for the 2022 Community Development Block Grant service provider and sub-recipient applications for the 2022 Community Development Bloc

L92196 Publication Fees: \$8.64

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CITY OF SHAWNEE - CITY CLERK 11110 JOHNSON DR SHAWNEE KS 66203-2750

# **Proof of Publication**

STATE OF KANSAS, JOHNSON COUNTY, SS; Debra Vaienti, of lawful age, being first duly sworn, deposes and says that she is Director of Operations for The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any) for 1 consecutive week(s), as follows:

2022 CDBG ACTION PLAN 9/7/21

Debra Valenti, Director of Operations

Subscribed and sworn to before me on this date:

September 7, 2021

**Notary Public** 

PENNY KNIGHT Notary Public-State of Kansas My Appt. Expires Dec. 31, 2021 L92755 Publication Fees: \$22.28 First published in The Legal Record, Tuesday, September 7, 2021.

CITY OF SHAWNEE
NOTICE OF PUBLIC MEETING
COMMUNITY DEVELOPMENT BLOCK GRANT
FISCAL YEAR 2022 ANNUAL PLAN
AND 30-DAY COMMENT PERIOD



September 7, 2021 City of Shawnee, Kansas 11110 Johnson Drive Shawnee, KS 66203 913-742-6226

On Monday, October 11, 2021, at 6:00 P.M., the City of Shawnee will hold a public meeting to consider the City's 2022 Community Development Block Grant (CDBG) Action Plan under the City's entitlement from the United States Department of Housing and Urban Development. The meeting will be held in the Council Chambers inside City Hall (11110 Johnson Drive, Shawnee, Kansas 66203). Face masks are strongly encouraged for unvaccinated persons.

The 2022 Annual Plan is a component of the 2020-2024 Consolidated Plan which outlines the types of projects anticipated to be undertaken to meet the community development needs of low and moderate income residents. Priorities of the Consolidated Plan designate the provision of public services, public facility and infrastructure improvements, housing rehabilitation, and homelessness prevention.

It is expected that the City of Shawnee will receive approximately \$306,724 in Entitlement Community Development Block Grant funds in fiscal year 2022. The 2022 Annual Plan proposes to address the needs of Shawnee residents by funding the following projects; Johnson County Park and Recreation Districtions of Shawnee residents by funding the following projects; Johnson County Park and Recreation Districtions of Salvation Army-\$16,000 for subsistence \$17,820 for summer camp scholarships and out of school care, The Salvation Army-\$16,000 for subsistence payments, Catholic Charities of Northeast Kansas-\$4,000 for subsistence payments, and Metro Lutheran payments. Catholic Charities of Northeast Kansas-\$4,000 for the Minor Home Rehabilitation program, \$18,500 to Ministries-\$8,000 for subsistence payments, \$25,000 for the Minor Home Rehabilitation program, \$18,500 to Friends of JCDS for accessibility improvements, and \$217,404 for street and stormwater improvements on Barton Street between 59th Street and 59th Terrace.

Copies of the 2022 Action Plan draft may be reviewed at Shawnee City Hall between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Upon completion of the public hearing there will be a thirty (30) day public comment period, October 12, 2021 through November 11, 2021. Comments can be made in writing to 11110 Johnson Drive, Shawnee, KS 66203, by phone at 913-742-6226, or by e-mail to <a href="mailto:larashoff@cityofshawnee.org">larashoff@cityofshawnee.org</a>.

Should you require special accommodations or if you have any questions, contact Lauren Grashoff, Shawnee Community Development Department, 11110 Johnson Drive, Shawnee, KS 66203, 913-742-6226.



City Council Meeting Minutes August 23, 2021 6:00 PM

**Governing Body Present:** 

Michelle Distler - Mayor Matt Zimmerman - Ward 1 Tammy Thomas - Ward 1 Eric Jenkins - Ward 2 Dr. Mike Kemmling - Ward 2 Lisa Larson-Bunnell - Ward 3 Kurt Knappen - Ward 3 Lindsey Constance - Ward 4 Jill Chalfie - Ward 4

**Governing Body Absent:** 

Staff Present:

Nolan Sunderman - City Manager Stephen Powell - Deputy City Manager Caitlin Gard - Assistant City Manager

Ellis Rainey - City Attorney Sam Larson - Police Chief

Doug Allmon - Community Development Director

Doug Whitacre - Public Works Director

Mel Bunting - I.T. Director Don Cawby - Finance Director

Kevin Manning - Deputy Public Works Director

Lauren Grashoff - Neighborhood Planner

(Shawnee City Council Meeting Called to Order at 6:00 p.m.)

#### A. ROLL CALL

**MAYOR DISTLER:** Good evening and welcome to the August 23, 2021, meeting of the Shawnee City Council. I am Mayor Michelle Distler. I'll be chairing this meeting.

I'll do a roll call at this time. Councilmember Thomas.

**COUNCILMEMBER THOMAS:** Present.

**MAYOR DISTLER:** Councilmember Zimmerman.

**COUNCILMEMBER ZIMMERMAN: Present.** 

MAYOR DISTLER: Councilmember Jenkins.

**COUNCILMEMBER JENKINS:** Present.

**MAYOR DISTLER:** Councilmember Kemmling.

COUNCILMEMBER KEMMLING: Present.

MAYOR DISTLER: Councilmember Larson-Bunnell.

COUNCILMEMBER LARSON-BUNNELL: Present.

MAYOR DISTLER: Councilmember Knappen.

**COUNCILMEMBER KNAPPEN:** Present.

MAYOR DISTLER: Councilmember Constance.

**COUNCILMEMBER CONSTANCE:** Present.

MAYOR DISTLER: Councilmember Chalfie.

**COUNCILMEMBER CHALFIE:** Present.

MAYOR DISTLER: Thank you.

### B. PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

**MAYOR DISTLER:** Please join us for the Pledge of Allegiance followed by a moment of silence.

And I would like to dedicate tonight's moment of silence to a few very important people. First off, Angie Lawrence, a member of our Community Development Department was always there and ready to help with a smile and one of the friendliest people I've ever met and she is going to be sorely missed here at the City.

We also lost a couple of Shawnee legends over the weekend who did a lot for our community over the years and whose family has long running ties in our history. So, I'd like to also take some time for JJ Miller and Connie Klein. And then I'd also like to take a moment for Isabella Ford, who had such an impact on the faith community in the City of Shawnee.

(Pledge of Allegiance and moment of silence)

MAYOR DISTLER: Thank you.

Next, I'd like to explain our procedures for public input. During the meeting, I'll offer the opportunity for public input. If you'd like to speak to the Council at any of those times, please come forward to the designated microphone. I'll ask you to state your name and address for the record and then you may offer your comments. So, that members of the audience can hear your comments, I would ask that you speak directly into the microphone.

By policy, comments are limited to five minutes and no person may speak more than twice to any one agenda item. Only comments related to City business are permitted. Comments and remarks that are personal, impertinent, or slanderous are not permitted. Disruptive acts are not permitted. After you are finished, please sign the form on the podium to ensure we have an accurate record of your name and address.

Additionally, comments can be submitted to the entire Governing Body via email at: governingbody@cityofshawnee.org.

# C. CONSENT AGENDA

**MAYOR DISTLER:** The next item on the agenda is the Consent Agenda. Does anyone have any item they would like to remove from the Consent Agenda? Seeing none, I'll accept a motion to approve.

**COUNCILMEMBER CONSTANCE:** Move to approve.

COUNCILMEMBER KNAPPEN: Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes.

- 1. Approve minutes from the City Council meeting of August 9, 2021.
- 2. Approve minutes from the Council Committee meeting of August 9, 2021.
- 3. Review minutes from the Planning Commission meeting of August 9, 2021.
- 4. Consider a request from ExteNet Systems, Inc., to install a pole/small cell attachment in excess of the maximum height allowed per the Shawnee Municipal Code (SMC).
- 5. Consider authorizing payment to Ervin Cable Construction, LLC, for the construction of a two-mile fiber optic route along Shawnee Mission Parkway.
- 6. Consider Contract No. 2021-065, a renewal agreement for the e-Builder Project Management Software.
- 7. Consider acceptance of dedication of land, or an interest in for public purposes, contained in the Final Plat for Millcreek Center 3rd Plat (FP21-000017), a 2-lot subdivision re-plated in the 13400 block of W. 62 Terrace..
- 8. Consider acceptance of dedication of land, or an interest in for public purposes, contained in the Final Plat for the Greens of Chapel Creek Townhomes (FP21-000018), a subdivision re-plat of 2.3 acres located in the 6500 block of Barth Road.

Motion 1: <u>Lindsey Constance - Ward 4/Kurt Knappen - Ward 3:</u> Approve the Consent Agenda as presented. <u>The motion carried 8-0-0.</u>

#### D. MAYOR'S ITEMS

**MAYOR DISTLER:** The next item on the agenda is Mayor's items. I would like to remind everyone this evening that after our Shawnee Council Committee Meeting will begin directly after this meeting adjourns.

#### E. PUBLIC ITEMS

1. Conduct a Public Hearing and Adopt 2021 Revised Budget.

**MAYOR DISTLER:** The next item on the agenda is Public Items. Items Number 1 and 2 are related to the 2021-Revised and 2022 budgets. Due to a publication error, the public hearings will be heard on Monday, September 13, 2021, at 6:00 p.m. and the budget notices will be republished.

**Motion 2:** The Public Hearing to Adopt 2021 Revised Budget will be held on Monday,

September 13, 2021 at 6:00 p.m. The Budget notice was republished.

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2. Conduct a Public Hearing and Adopt the 2022 Budget.

**Motion 3:** The Public Hearing to adopt the 2022 Budget will be held on Monday,

September 13, 2021 at 6:00 p.m. The Budget notice was republished.

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3. Conduct a public hearing to consider projects for the 2022 Community Development Block Grant (CDBG) annual plan.

**MAYOR DISTLER:** Item Number 3 is to conduct a public hearing to consider projects for the 2022 Community Development Block Grant annual plan. This is the first of two public hearings to consider proposed projects for the CDBG funds in an estimated amount of \$306,724.

I'll accept a motion to conduct public hearing and consider any other eligible projects related to the 22 CDBG annual action plan suggested during the hearing.

**COUNCILMEMBER JENKINS:** Move to conduct a public hearing.

COUNCILMEMBER CHALFIE: Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

**MAYOR DISTLER:** Opposed nay. Motion masses.

Motion 4: Eric Jenkins - Ward 2/Jill Chalfie - Ward 4: Conduct a public hearing and

consider any other eligible projects related to the 2022 CDBG Annual Action Plan suggested during the hearing. **The motion carried 8-0-0.** 

**MAYOR DISTLER:** We are now in a public hearing. This is a formal public hearing required by law.

Does anyone on the Council have any questions? Is there anyone from the audience that would like to speak to this item? Seeing none I'll accept a motion to conclude the public hearing.

**COUNCILMEMBER JENKINS:** Move to conclude the public hearing.

**COUNCILMEMBER CONSTANCE:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

**MAYOR DISTLER:** Opposed nay. Motion masses. The public hearing is closed.

Motion 5: Eric Jenkins - Ward 2/Lindsey Constance - Ward 4: Conclude the public

hearing. The motion carried 8-0-0.

**MAYOR DISTLER:** The next recommended action is consider establishing the following projects for inclusion into the 2022 CDBG Annual Action Plan.

• Barton Street Improvements - \$217,404

Minor Home Rehabilitation Program - \$25,000

Friends of Johnson County Developmental Services - \$18,500

Johnson County Parks and Recreation - \$17,820

• Salvation Army - \$16,000

Metro Lutheran Ministries - \$8,000

Catholic Charities of Northeast Kansas - \$4,000

Does anyone on the Council have any questions? Anyone from the audience that would like to speak to this item? I'll accept a motion.

**COUNCILMEMBER KNAPPEN:** Move to approve.

**COUNCILMEMBER CONSTANCE:** Second.

**COUNCILMEMBER JENKINS:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

**MAYOR DISTLER:** Opposed nay. Motion masses.

Motion 6: Kurt Knappen - Ward 3/Lindsey Constance - Ward 4: Establish the

following projects for inclusion into the 2022 CDBG Annual Action Plan:

Barton Street Improvements - \$217,404

Minor Home Rehabilitation Program - \$25,000

Friends of Johnson County Developmental Services - \$18,500

Johnson County Parks and Recreation - \$17,820

Salvation Army - \$16,000

Metro Lutheran Ministries - \$8,000

Catholic Charities of Northeast Kansas - \$4,000

The motion carried 8-0-0.

**COUNCILMEMBER CONSTANCE:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes.

Motion 20: Kurt Knappen - Ward 3/Lindsey Constance - Ward 4: Approve

Ordinance No. 3388, amending Shawnee Municipal Code Chapter 15.20, International Property Maintenance Code, related to electrical facilities. **The** 

motion carried 8-0-0.

## I. MISCELLANEOUS ITEMS

1. Ratify the semi-monthly claims for August 23, 2021 in the amount of \$2,360,290.37.

**MAYOR DISTLER:** The next item on the agenda is Miscellaneous Items. Item Number 1 is to ratify the semi-monthly claims for August 23, 2021, in the amount of \$2,360,290.37.

Anyone on the Council have any questions? Anyone from the audience that would like to speak to this item? I'll accept a motion.

**COUNCILMEMBER CONSTANCE:** Move to approve.

COUNCILMEMBER CHALFIE: Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes.

Motion 21: Lindsey Constance - Ward 4/Jill Chalfie - Ward 4: Ratify the semi-

monthly claims for August 23, 2021 in the amount of \$2,360,290.37. The

motion carried 8-0-0.

#### 2. Miscellaneous Council Items

**MAYOR DISTLER:** Miscellaneous Council Items. Does anyone on the Council have an item they would like to discuss? Councilmember Chalfie and then Councilmember Larson-Bunnell.

**COUNCILMEMBER CHALFIE:** I just wanted to remind the public that this Wednesday is a public open house for our Comprehensive Plan. It's a come and go event at the Civic Centre from 6:00 to 8:00. So, I would encourage everybody to stop by, take a look at where we're at in the process. It's just another opportunity to give your input on our comp plan. So, 6:00 to 8:00 Wednesday at the Civic Centre. Thank you.

research. It was with this new procedure that you've adopted where the Council Committee meets after the City Council.

What do you tell a person who doesn't want to attend the Council Meeting but wants to attend or comment at the Committee Meeting? What are they supposed to do?

And specifically, I even brought it up myself where two weeks ago, I would have liked to have discussed this Policy Statement 7 at the Committee meeting but I didn't know how long I was going to be sitting around Council Chambers. Tonight, anybody that wants to address the Committee or listen to what the Committee has to say, would have had to sit here for 2 hours and 20 minutes.

So that's the question. This is not necessarily a new item, I sent you two emails, I think you've had time to look at them. What do you tell these people if they don't want to attend the Council meeting, they want to attend the Committee meeting or they have comments for the Committee Meeting? Is it going to be a 15-minute Council meeting? We've seen those. Is it going to be a six-hour Council meeting? We've seen those too. So, what do you want to tell these people? We talk about open government. We talk about transparency. We talk about caring about the people. That's not caring about the people.

I've got a simple solution though. I'm not standing up here complaining about it; I've got a simple solution. I think the City Council has to go back to separate nights for the Council meeting and for the Committee meeting. That makes it a lot easier. That's Number 1.

And Number 2, if it conflicts with another Committee or the Planning Commission or somebody, hey, maybe make them change their nights. But to run these meetings back-to-back, and again, somebody was sitting here wanting to talk to -- wanting to address the Committee, they'd have to be sitting here for 2 hours and 20 minutes. That's not right. That's not caring about the people. And I'm still waiting from an answer from the Mayor and from the City Manager. What are you going to tell somebody when they ask you that question? Gee, when should I show up at City Hall for the Committee Meeting?

**MAYOR DISTLER:** Thank you. Any other Business from the Floor?

### K. ADJOURNMENT

MAYOR DISTLER: Seeing none, I will accept a motion to adjourn.

I'd like to remind the public that the Council Committee Meeting will begin in about 10 minutes after conclusion of the City Council Meeting. If there are no other items, I'll accept a motion to adjourn.

**COUNCILMEMBER JENKINS:** Move to adjourn.

COUNCILMEMBER KNAPPEN: Second.

**MAYOR DISTLER:** A motion has been made and seconded to adjourn. All those in favor say aye.

**COUNCILMEMBERS**: Aye

MAYOR DISTLER: Opposed nay. Motion passes. We are adjourned. Thank you.

Motion 22: <u>Eric Jenkins - Ward 2/Kurt Knappen - Ward 3:</u> The meeting adjourned at 8:20 p.m. <u>The motion carried 8-0-0.</u>

#### **CERTIFICATE**

I certify that the foregoing is a correct transcript from the electronic sound recording of the proceedings in the above-entitled matter.

/das (enter date)

Deborah A. Sweeney, Recording Secretary

APPROVED BY:

Stephanie Zaldivar, City Clerk

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City Council Meeting Minutes
October 11, 2021
6:00 PM

**Governing Body Present:** 

Michelle Distler - Mayor
Matt Zimmerman - Ward 1
Tammy Thomas - Ward 1
Eric Jenkins - Ward 2
Dr. Mike Kemmling - Ward 2
Lisa Larson-Bunnell - Ward 3
Kurt Knappen - Ward 3
Lindsey Constance - Ward 4
Jill Chalfie - Ward 4

**Governing Body Absent:** 

Staff Present:

Nolan Sunderman - City Manager Stephen Powell - Deputy City Manager Caitlin Gard - Assistant City Manager Stephanie Zaldivar - City Clerk Ellis Rainey - City Attorney Jenny Smith - Senior Prosecutor Maurice Loridon - Police Officer Sam Larson - Police Chief Rick Potter - Fire Chief Mel Bunting - I.T. Director Don Cawby - Finance Director Doug Whitacre - Public Works Director Doug Allmon - Community Development Director Liz Barnard - Human Resources Director Julie Breithaupt - Communications Manager Kevin Manning - Deputy Public Works Director Lauren Grashoff - Neighborhood Planner

Raegan Long - Engineer and Construction Manager

Neil Holman - Parks & Recreation Director Riley McMullin - Assistant Project Engineer

Loren Snyder - City Engineer

(Shawnee City Council Meeting Called to Order at 6:00 p.m.)

#### A. ROLL CALL

**MAYOR DISTLER:** Good evening and welcome to the October 11, 2021, meeting of the Shawnee City Council. I am Mayor Michelle Distler. I'll be chairing this meeting. I'll do roll call at this time. Councilmember Thomas.

**COUNCILMEMBER THOMAS:** Present.

**MAYOR DISTLER:** Councilmember Zimmerman.

**COUNCILMEMBER ZIMMERMAN: Present.** 

MAYOR DISTLER: Councilmember Jenkins.

**COUNCILMEMBER JENKINS:** Present.

MAYOR DISTLER: Councilmember Kemmling.

**COUNCILMEMBER KEMMLING: Present.** 

MAYOR DISTLER: Councilmember Larson-Bunnell.

COUNCILMEMBER LARSON-BUNNELL: Present.

**MAYOR DISTLER:** Councilmember Knappen.

**COUNCILMEMBER KNAPPEN:** Present.

MAYOR DISTLER: Councilmember Constance.

**COUNCILMEMBER CONSTANCE: Present.** 

**MAYOR DISTLER:** Councilmember Chalfie.

**COUNCILMEMBER CHALFIE:** Present.

**MAYOR DISTLER:** Thank you.

#### B. PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

MAYOR DISTLER: Please join us for the Pledge of Allegiance followed by a moment of silence.

(Pledge of Allegiance and moment of silence)

Thank you. Next, I'd like to explain our procedures for public input. In an effort to enhance citizens' ability to present information to the Governing Body, anyone interested in addressing the Governing Body is strongly encouraged to register with the City Clerk by noon on the day of the meeting. Information has been posted online about how to sign up. The City Clerk will be available prior to the start of the meeting to register people to speak in the event they have no access to sign up by other means.

Speakers will be called in the order they register as provided by the City Clerk. When I call your name, please come forward to the designated microphone. I'll ask you to state your name and address for the record, then you may offer your comments. So, that members of the audience can hear your comments, I would ask that you speak directly into the microphone.

By policy, comments are limited to five minutes. No person may speak more than twice to any one agenda item. Only comments related to City business are permitted. Comments and remarks that are personal, impertinent, or slanderous are not permitted. Disruptive acts are not permitted. After you are finished, please sign the form on the podium to ensure we have an accurate record of your name and address.

Additionally, comments can be submitted to the entire Governing Body via email at: <a href="mailto:governingbody@cityofshawnee.org">governingbody@cityofshawnee.org</a>.

### C. CONSENT AGENDA

(Applause)

#### E. PUBLIC ITEMS

1. Conduct a public hearing to consider approving the 2022 Community Development Block Grant Annual Action Plan.

**MAYOR DISTLER:** The next item on the agenda is Public Items. Item Number 1 is to conduct a public hearing to consider approving the 2022 Community Development Block Grant Annal Action Plan. This is the second of two public hearings required for the approval of the 2022 Community Development Block Grant Annual Action Plan.

I'll accept a motion to conduct a public hearing regarding the proposed use of the Community Development Grant funds for the 2022 fiscal year.

**COUNCILMEMBER JENKINS:** Move to conduct a public hearing.

**COUNCILMEMBER ZIMMERMAN: Second.** 

**COUNCILMEMBER CHALFIE:** Second.

**MAYOR DISTLER:** A motion has been made and seconded on this item. All those in favor say aye.

**COUNCILMEMBERS:** Aye.

**MAYOR DISTLER:** Opposed nay. Motion passes. We are now in a public hearing. This is a formal public hearing required by law.

Does anyone on the Council have any questions? Councilmember Thomas.

**COUNCILMEMBER THOMAS:** Just in reviewing the amounts of the grants and all. Do we take into consideration the administrative costs that are taken to nonprofit organizations? So, when a grant is given, do we have the data of which each of these organizations, what amount they deduct for administrative cost?

**DEPUTY CITY MANAGER POWELL:** I'll defer to Lauren Grashoff and she's participating remotely.

**MS. GRASHOFF:** Good evening. This is Lauren Grashoff. We actually do not allow for administrative expenses to be used with the grant money. So, whatever administrative expenses go along with managing these programs, the agencies have to basically make that determination and allocation from different funds.

**COUNCILMEMBER THOMAS:** Very good. That answers my question.

**MAYOR DISTLER:** Thank you. Are there any other questions? Seeing none, is there anyone in the -- signed up to make any comments? Anyone in the audience that would like to speak to this item?

Motion 2: Eric Jenkins - Ward 2/Matt Zimmerman - Ward 1: Conduct a Public

Hearing regarding the proposed use of the Community Development Grant

funds for the 2022 fiscal year. The motion carried 8-0-0.

**MAYOR DISTLER:** I'll accept a motion to conclude the public hearing.

**COUNCILMEMBER ZIMMERMAN:** Move to conclude the public hearing.

**COUNCILMEMBER CONSTANCE:** Second.

**COUNCILMEMBER JENKINS: Second.** 

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes. The public hearing is closed.

Motion 3: Matt Zimmerman - Ward 1/Lindsey Constance - Ward 4: Conclude the

Public Hearing. The motion carried 8-0-0.

**MAYOR DISTLER:** Now that the public hearing is closed, there are two recommended actions to consider. The first is to consider approving the 2022 CDBG Annual Action Plan.

Does anyone on the Council have any questions? Councilmember Jenkins.

**COUNCILMEMBER JENKINS:** Not really a question, more of a comment because we people that are here that I haven't recognized as being in very many meetings before. So, I just wanted to let them know that this item has been thoroughly discussed already. So, it may seem like we're just perfunctorily going through a process and rubber stamping it. But we've already been through this and we go through it every year with the Community Development Block Grant and how that's going to be allocated, who's going to receive those funds and so on. So just as an FYI, it's been thoroughly discussed before we get to this point. Thank you.

**MAYOR DISTLER:** Any other questions or comments? Did anyone sign up to make any comments? Is there anyone from the audience that would like to speak to this item? Seeing none, I'll accept a motion.

**COUNCILMEMBER JENKINS:** Move to approve.

**COUNCILMEMBER CONSTANCE:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

**MAYOR DISTLER:** Opposed nay. Motion passes.

Motion 4: Eric Jenkins - Ward 2/Lindsey Constance - Ward 4: Approve the 2022

CDBG Annual Action Plan. The motion carried 8-0-0.

**MAYOR DISTLER:** The second recommended action is to consider the approving the terms of the 2022 CDBG application authorizing the Mayor to sign the application as approved by the City Attorney.

Does anyone on the Council have any questions? Anyone sign up to make any comments? Anyone from the audience that would like to speak to this item? Seeing none, I'll accept a motion.

**COUNCILMEMBER KNAPPEN:** Move to approve.

**COUNCILMEMBER THOMAS:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes.

Motion 5: Kurt Knappen - Ward 3/Tammy Thomas - Ward 1: Approve the terms of

the 2022 CDBG application and authorize the Mayor to sign the application

as approved by the City Attorney. The motion carried 8-0-0.

# F. ITEMS FROM THE PLANNING COMMISSION MEETING OF SEPTEMBER 20, 2021

1. Consider approval of SUP21-000003, a special use permit to operate an indoor recreational facility in the Commercial Neighborhood zoning district, located at 5600 Hedge Lane Terrace.

**MAYOR DISTLER:** The next item on the agenda are items from the Planning Commission meeting of September 20, 2021. Item Number 1 is to consider approval of SUP21-000003, a special use permit to operate an indoor recreational facility in the Commercial Neighborhood zoning district located at 5600 Hedge Lane Terrace. The Planning Commission recommended 10-0 that the governing body approve the special use permit subject to the conditions listed in the staff report.

Does anyone on the Council have any questions? I have Councilmember Jenkins, Councilmember Larson-Bunnell. Councilmember Jenkins.

**COUNCILMEMBER JENKINS:** It's not really a question, just a comment. I just think this fits right in with everything we're trying to do in the -- becoming the City of Champions really with our Valley of Champions. And this is going to be a great augmentation to that and give an opportunity for things here in Shawnee and the neighboring area to improve their skillsets and we can go on and win some titles hopefully. I think it's a great project, puts some -- puts that old building to use. It's nice to see it not going to be -- it's not going to be vacant anymore.

MAYOR DISTLER: Councilmember Larson-Bunnell.

Motion 15: Matt Zimmerman - Ward 1/Tammy Thomas - Ward 1: Approve the

Construction Manager at Risk project delivery method for the Parks Department Maintenance Facility renovations. **The motion carried 8-0-0.** 

### I. MISCELLANEOUS ITEMS

1. Ratify the semi-monthly claims for October 11, 2021 in the amount of \$2,363,090.15.

**MAYOR DISTLER:** The next item on the agenda is Miscellaneous Items. Item Number 1 is to ratify the semi-monthly claims for October 11, 2021, in the amount of \$2,363,090.15.

Does anyone on the Council have any questions? Anyone sign up for comments? Anyone from the audience that would like to speak to this item? I'll accept a motion.

**COUNCILMEMBER ZIMMERMAN:** Move to approve.

**COUNCILMEMBER CONSTANCE:** Second.

MAYOR DISTLER: A motion has been made and seconded on this item. All those in favor say

aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes.

Motion 16: Matt Zimmerman - Ward 1/Lindsey Constance - Ward 4: Ratify the

semi-monthly claims for October 11, 2021 in the amount of \$2,363,090.15.

The motion carried 8-0-0.

#### 2. Miscellaneous Council Items

**MAYOR DISTLER:** Miscellaneous Council Items. Does anyone on the Council have an item they would like to discuss? Seeing none.

Well, since I didn't do it during Mayor's Items, I would like to add that this weekend, I think, our corps officers did an awesome job and all the other offices that showed up along with the cops group. With the faith officer community event that served several of the residents and they showed up at the Mill Valley game as well. So, I think that's awesome that we're engaging our community like that.

#### J. BUSINESS FROM THE FLOOR

**MAYOR DISTLER:** The next item on the agenda is Business from the Floor. Did anyone sign up to make comments?

### K. ADJOURNMENT

**MAYOR DISTLER:** If there's no other items, I'll accept a motion to adjourn.

**COUNCILMEMBER JENKINS:** Move to adjourn.

COUNCILMEMBER ZIMMERMAN: Second.

MAYOR DISTLER: A motion has been made and seconded to adjourn. All those in favor say aye.

**COUNCILMEMBERS:** Aye.

MAYOR DISTLER: Opposed nay. Motion passes. We are adjourned. Thank you.

Motion 17: <u>Eric Jenkins - Ward 2/Matt Zimmerman - Ward 1:</u> The meeting

adjourned at 6:26 p.m. The motion carried 8-0-0.

#### **CERTIFICATE**

I certify that the foregoing is a correct transcript from the electronic sound recording of the proceedings in the above-entitled matter.

/das (enter date)

Deborah A. Sweeney, Recording Secretary

APPROVED BY:

Stephanie Zaldivar, City Clerk

OMB Number: 4040-0004 Expiration Date: 12/31/2022

Application for Federal As	sistance SF-424				
* 1. Type of Submission:  Preapplication	* 2. Type of Application:	* If Revision, select appropriate letter(s):			
Application	Continuation	* Other (Specify):			
Changed/Corrected Applica	I —				
* 3. Date Received:	4. Applicant Identifier:				
5a. Federal Entity Identifier:		5b. Federal Award Identifier:			
State Use Only:					
6. Date Received by State:	7. State Application	n Identifier:			
8. APPLICANT INFORMATION:					
* a. Legal Name: City of Share	√nee				
* b. Employer/Taxpayer Identificatio	Number (EIN/TIN):	*c. UEI:			
48-6035074		VJXGM6NKFFW5			
d. Address:					
* Street1: 11110 John	son Drive				
Street2:					
* City: Shawnee					
County/Parish: Johnson	Johnson				
* State: KS: Kansas					
Province:					
* Country: USA: UNITE	D STATES				
* Zip / Postal Code: 66203-2749					
e. Organizational Unit:					
Department Name:		Division Name:			
Community Development		Planning			
f. Name and contact information	of person to be contacted on ma	natters involving this application:			
Prefix: Mrs.	* First Name	e: Lauren			
Middle Name: Michelle					
* Last Name: Grashoff					
Suffix:					
Title: Deputy Community Deve	lopment Director				
Organizational Affiliation:					
* Telephone Number: 913-742-6	<del></del>	Fax Number: 913-631-7351			
* Email: lgrashoff@cityofsha	wnee.org				

Application for Federal Assistance SF-424	
* 9. Type of Applicant 1: Select Applicant Type:	
C: City or Township Government	
Type of Applicant 2: Select Applicant Type:	
Type of Applicant 3: Select Applicant Type:	<del></del>
	7
* Other (specify):	
* 10. Name of Federal Agency:	
U.S. Department of Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number:	
14.218	
CFDA Title:	
HUD - Community Development Block Grant	
* 12. Funding Opportunity Number:	
CFR24	
* Title:	
Community Development Block Grant	
13. Competition Identification Number:	
Title:	
14. Areas Affected by Project (Cities, Counties, States, etc.):	
Shawnee location map.pdf  Add Attachment  Delete Attachment  View Attachment	
* 15. Descriptive Title of Applicant's Project:	
Community Development Block Grant - 2022 Program Year Action Plan	
Attach supporting documents as specified in agency instructions.	
Add Attachments Delete Attachments View Attachments	

Application for Federal Assistance SF-424					
16. Congres	sional Districts Of:				
* a. Applicant	KS-003			* b. Program/Project KS-0	03
Attach an add	ditional list of Program/Project (	Congressional Districts	if needed.		
			Add Attachment	Delete Attachment Vi	ew Attachment
17. Propose	d Project:				
* a. Start Date	01/01/2022			* b. End Date: 12/3	1/2022
18. Estimate	d Funding (\$):				
* a. Federal		303,796.00			
* b. Applicant					
* c. State					
* d. Local					
* e. Other					
* f. Program I	ncome				
* g. TOTAL		303,796.00			
* 19. Is Appli	cation Subject to Review By	State Under Executi	ive Order 12372 Pro	cess?	
a. This a	oplication was made availabl	e to the State under t	he Executive Order	12372 Process for review on	
b. Progra	m is subject to E.O. 12372 b	ut has not been selec	cted by the State for	review.	
C. Progra	m is not covered by E.O. 123	372.			
* 20. Is the A	pplicant Delinquent On Any	Federal Debt? (If "Y	es," provide explan	ation in attachment.)	
Yes	⊠ No				
If "Yes", prov	ide explanation and attach				
			Add Attachment	Delete Attachment Vie	w Attachment
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)					
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency					
specific instructions.  Authorized Representative:					
Prefix:		* First Na	ame: Michelle		
Middle Name:	Ms.	FIISTING	micheile		
* Last Name:	Distler				
Suffix:	Disciel				
. <del> </del>		<u> </u>			
* Title: Mayor					
* Telephone Nu	710 712 0011		Fax	Number: 913-631-7351	
*Email:  mdistler@cityofshawnee.org					
* Signature of A	uthorized Representative:	2	3		* Date Signed: 67/07/2022

#### ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009 Expiration Date: 02/28/2025

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

# PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant:, I certify that the applicant:

- Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
- Will give the awarding agency, the Comptroller General
  of the United States and, if appropriate, the State,
  the right to examine all records, books, papers, or
  documents related to the assistance; and will establish
  a proper accounting system in accordance with
  generally accepted accounting standards or agency
  directives.
- 3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
- Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
- 5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
- Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

- Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
- Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
  - Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race. color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29) U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seg.), as amended, relating to nondiscrimination in the sale. rental or financing of housing; (i) any other nondiscrimination provisions in the specific statue(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statue(s) which may apply to the application.

- 11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
- 12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
- 13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
- 14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- 15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of

- Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
- 16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq).
- 18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
- Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
- 20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
mS	Mayor
APPLICANT ORGANIZATION	DATE SUBMITTED
City of Shawnee, KS	07/07/2022

SF-424D (Rev. 7-97) Back

#### **CERTIFICATIONS**

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing.

Uniform Relocation Act and Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

Anti-Lobbying -- To the best of the jurisdiction's knowledge and belief:

- 1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
- 2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
- 3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of Jurisdiction** -- The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan -- The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 75.

Signature of Authorized Official

Date

T:41 -

## Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

- 1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).
- 2. Overall Benefit. The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2022 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.
- 3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

### Excessive Force -- It 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 its jurisdiction.

Compliance with Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

**Lead-Based Paint** -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

Compliance with Laws -- It will comply with applicable laws.

Signature of Authorized Official

Date

Title

# **OPTIONAL Community Development Block Grant Certification**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

Signature of Authorized Official

<u>07/01/2</u>022 Date

Title MMOV

### APPENDIX TO CERTIFICATIONS

# INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

# **Lobbying Certification**

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.