Full Commission Special Meeting Agenda

Monday, February 7, 2022

IMMEDIATELY UPON CONCLUSION OF THE NEIGHBORHOOD AND COMMUNITY DEVELOPMENT STANDING COMMITTEE

Location: Hybrid

We invite you to view the meeting in person in the lobby area of City Hall, 701 N. 7th Street, Kansas City, Kansas, or virtually via a Zoom webinar.

You are invited to a Zoom webinar.

When: Feb 7, 2022, IMMEDIATELY FOLLOWING THE CONCLUSION OF THE NEIGHBORHOOD & COMMUNITY DEVELOPMENT STANDING COMMITTEE

Topic: Special Meeting: WIFIA Application

Please click the link below to join the webinar:

https://us02web.zoom.us/j/81918564467?pwd=RmdSSndOSGNrczdvV2R2eEcrUzU0dz09

Passcode: 642151

Or One tap mobile :

US: +13462487799,,81918564467# or +16699009128,,81918564467#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 346 248 7799 or +1 669 900 9128 or +1 253 215 8782 or +1 312 626 6799 or +1 646 558 8656 or +1 301 715 8592 or 888 475 4499 (Toll Free) or 877 853 5257 (Toll Free)

Webinar ID: 819 1856 4467

International numbers available: https://us02web.zoom.us/u/kbwwcG9IWN

Name	Absent
Mayor Tyrone Garner	☐
Commissioner At-Large Dist. 1 – Melissa Bynum	☐
Commissioner At-Large Dist. 2 – Tom Burroughs	☐
Commissioner Gayle E. Townsend	☐
Commissioner Brian McKiernan	☐
Commissioner Christian Ramirez	☐
Commissioner Harold Johnson	☐
Commissioner Mike Kane	☐
Commissioner Angela Markley	☐
Commissioner Chuck Stites	☐
Commissioner Andrew Davis	☐

I. CALL TO ORDER

II. ROLL CALL

III. INVOCATION GIVEN BY COMMISSIONER HAROLD JOHNSON, FAITH DELIVERANCE CHURCH OF GOD IN CHRIST

IV. PLEDGE OF ALLEGIANCE

V. REVISIONS TO FEBRUARY 7, 2022 AGENDA

VI. MAYOR'S AGENDA

VII. CONSENT AGENDA

VIII. PUBLIC HEARING AGENDA

IX. STANDING COMMITTEES' AGENDA

X. ADMINISTRATOR'S AGENDA

Item No. 1 - RESOLUTION: APPROVING THE SUBMISSION OF THE APPLICATION FOR FINANCING FOR THE AWARDED EPA WATER INFRASTRUCTURE FINANCE AND INNOVATION ACT (WIFIA) PROGRAM.

Synopsis: The Public Works Department is seeking a resolution approving the submission of the WIFIA loan application and non-refundable application fee.

Tracking #: 211334

XI. COMMISSIONERS' AGENDA

XII. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA

XIII. PUBLIC ANNOUNCEMENT

XIV. ADJOURN

Unified Government Clerk's Office

Brett A. Deichler, PMP | CPM
Unified Government Clerk

701 North 7th Street, Suite 323
Kansas City, Kansas 66101-3070

Phone: 913-573-5260
Fax: 913-573-5299
http://www.wycokck.org

NOTICE OF SPECIAL MEETING

To the Members of the Governing Body of the
Unified Government of Wyandotte County/Kansas City, Kansas:

You are hereby notified that I have called a Special Meeting of the Unified Government of Wyandotte County/Kansas City, Kansas, to be conducted virtually on Monday, February 7, 2022, immediately following the conclusion of the Neighborhood and Community Development Standing Committee, regarding submission of a Water Infrastructure Finance and Innovation Act (WIFIA) Application.

Due to COVID-19, the public will be able to observe or listen to the special meeting live on YouTube or UGTV, or through ZOOM; information below. The public may also view the special session from the lobby of the Municipal Office Building.

SPECIAL MEETING – MONDAY, FEBRUARY 7, 2022
You are invited to a Zoom webinar.
When: Feb 7, 2022 IMMEDIATELY FOLLOWING THE CONCLUSION OF THE NEIGHBORHOOD & COMMUNITY DEVELOPMENT STANDING COMMITTEE
Topic: Special Meeting: WIFIA Application

Please click the link below to join the webinar:
https://us02web.zoom.us/j/81918564467?pwd=RmdSSndOSGNrczdvV2R2eEcrUzU0dz09
Passcode: 642151
Or One tap mobile :
US: +13462487799,,81918564467# or +16699009128,,81918564467#
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US: +1 346 248 7799 or +1 669 900 9128 or +1 253 215 8782 or +1 312 626 6799 or +1 646 558 8656 or +1 301 715 8592 or 888 475 4499 (Toll Free) or 877 853 5257 (Toll Free)
Webinar ID: 819 1856 4467
International numbers available: https://us02web.zoom.us/u/kbwwcG9IWN

Dated this 3rd day of February 2022

ATTESTED

Brett A. Deichler
UG Clerk

Tyrone A. Garner
Mayor/CEO

Staff Request for Commission Action

Tracking No. 211334

Full Commission Meeting Date: 2/7/22
Committee: Full Commission

Date of Standing Committee Action:
(If none, please explain):

Publication Required: No

Date:	Contact Name:	Contact Phone:	Contact Email:	Department/Division:
02/02/2022	Troy Shaw	x5416	tshaw@wycokck.org	Public Works

Item Description:
The Public Works Department is seeking authorization and approval to submit the Water Infrastructure and Innovation Act (WIFIA) Application for financing. The application requires a non-refundable application fee of $100,000.00 in order for the application to be considered. The Unified Government's application currently includes stormwater, wastewater and street infrastructure. After the application is submitted, the terms of the loan will be negotiated with EPA. If the governing body elects not to approve a revised stormwater rate, then the scope of the program will require adjustment to demonstrate creditworthiness and ensure that the loan can be repaid with the funds available. The scope adjustment will not entirely eliminate stormwater projects since all 8 basins included in the application have combined sewers, but it will greatly adjust the number of projects that will be completed. Staff will report back to the governing body to describe the terms of the loan, and further authorization will be required to proceed with the loan.

Action Requested:
Approve Resolution

Budget Impact: (if applicable)
Amount:
Source:
Included In Budget:
Other (explain):

Attachments List:
Notice of Special Meeting, WIFIA RFA, Wifia Resolution (002), Attachment C-7 UG Commission Approval of WIFIA Application, wifia_program_overview_factsheet

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE SUBMISSION OF THE UNIFIED GOVERNMENT'S LOAN APPLICATION UNDER THE WATER INFRASTRUCTURE FINANCING AND INNOVATION ACT (WIFIA) ALONG WITH A NON-REFUNDABLE APPLICATION FEE.

WHEREAS, the Unified Government Board of Commission of Wyandotte County/Kansas City, Kansas authorized the County Administrator to execute and send a letter in support of the Unified Government's application for a loan under the Water Infrastructure Financing and Innovation Act (WIFIA) on October 1, 2021; and

WHEREAS, the Unified Government was selected to apply for credit assistance and must submit a non-refundable application fee of $100,000.00 along with its loan application by February 8, 2022 in order for the Unified Government's application to be considered; and

WHEREAS, after the Unified Government's application is submitted and evaluated, it is expected that a term sheet and loan agreement will be developed, negotiated and brought back for review and consideration by the governing body.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

1. That the Unified Government Board of Commission of Wyandotte County/Kansas City, Kansas approves and authorizes the County Administrator to approve and submit an application for a loan under WIFIA along with the non-refundable $100,000.00 application fee.

2. That the County Administrator and designated staff are directed to review and negotiate a term sheet and loan agreement and bring back the loan agreement for further review and consideration by the governing body.

3. The Mayor, the County Administrator, and the Unified Government's other officers, agents, and employees are hereby authorized and directed to take such further action, and execute such other documents, certificates, and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

ADOPTED BY THE COMISSION OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS THIS 7TH DAY OF FEBRUARY 2022.

ATTEST:

_____
Unified Government Clerk

PUBLIC WORKS
ENGINEERING

ONE MCDOWELL PLAZA 701 NORTH 7TH STREET, KANSAS CITY, KANSAS 66101 (913) 573-5400

****MEMORANDUM****

TO	Doug Bach County Administrator
THROUGH	Troy Shaw, P.E. County Engineer Troy Shaw Digitally signed by Troy Shaw Date: 2020.10.09 10:35:29 -05'00'
FROM	Sarah Shafer, P.E. Engineering Supervisor Digitally signed by Sarah Rose Shafer, PE Date: 2020.10.09 10:32:16 -05'00'
DATE	October 9, 2020
RE	WIFIA Application and Letter of Interest
ATTACHMENTS	Staff Requesst Commission Approval and WIFIA Letter of Interest

For your signature, attached is the letter of support for the Water Infrastructure Financing and Inovation Act (WIFIA) application. The authorization for the County Administrator to execute and send a letter in support of this applicaiont was approved on the Consent Agenda at the Planning & Zoning Full Commission meeting on October 1, 2020.

This letter will accompany the initial submittal for the WIFIA application.

Please sign the attached letter in the place indicated and return to my attention.

If you have any questions regarding these documents or the WIFIA application in general, contact Sarah Shafer at 913-291-4740.

APPROVED
BY
COUNTY ADMINISTRATOR
BY _____
DATE 10-9-20

CC Troy Shaw, County Engineer
Jeff Fisher, Public Works Director

CONSENT AGENDA ITEM NO. 2

Staff Request for Commission Action

Tracking No. 20383

APPROVED BY UNIFIED BOARD OF COMMISSIONERS 10-1-20

Full Commission Meeting Date: 10/1/20
Committee: Public Works & Safety

Date of Standing Committee Action: 9/14/20
(If none, please explain):

Publication Required: No

Date:	Contact Name:	Contact Phone:	Contact Email:	Department/Division:
9/25/2020	Jeff Fisher	x5415	jfisher@wycokck.org	Public Works

Item Description:

Staff recommends providing a letter of support to include within the WIFIA Letter of Interest to be submitted to the EPA by October 15. A draft letter has been prepared by staff and included. The UG Public Works team has identified a need to become more proactive in stormwater management. The existing stormwater management program has been reactive, driven primarily by flooding complaints and infrastructure failure. The WIFIA loan will enable to UG shift from reactive to proactive stormwater management where stormwater investments can be used to protect citizens, meet water quality limits, and to catalyze community benefits. In addition, the WIFIA loan will allow the UG to leverage money spent on the court-ordered consent decree, stormwater management plan, and road improvements to providing local jobs, sustainable housing, and bring business back to the central corridor.

The WIFIA Letter of Interests are reviewed by the EPA, awardees are then notified, and the loan program is finalized within approximately 6-12 months. Upon closing, funds may be distributed immediately to begin projects associated with the approved program.

Action Requested:

Budget Impact: (if applicable)
Amount:
Source:
Included In Budget:
Other (explain):

Attachments List:
WIFIA Application Support Letter_09.28.2020

County Administrator's Office
Douglas G. Bach, County Administrator
701 North Seventh Street, Ste. 945
Kansas City, Kansas 66101
(913) 573-5030 • FAX (913) 573-5540

The Unified Government of Wyandotte County/Kansas City, Kansas Board of County Commissioners has instructed me to sign a letter of support on the government's behalf for the Public Works Department's application for a federal Water Infrastructure Financing and Innovation Act (WIFIA) loan to help with costs related to Stormwater and Combined Sewer Management and Infrastructure:

September 14, 2020

Jorianne Jernberg, WIFIA Program Director
USEPA Headquarters
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 4202M
Washington, DC 20460

Re: Unified Government of Wyandotte County and Kansas City, KS WIFIA Application

Dear Ms. Jernberg:

We are writing in support of the application by the Unified Government of Wyandotte County and Kansas City, Kansas (UG) for a loan under the federal Water Infrastructure Financing and Innovation Act (WIFIA).

The UG Public Works team as identified a need to become more proactive in stormwater management. The existing stormwater management program has been reactive, driven primarily by flooding complaints and infrastructure failure. The WIFIA loan will enable to UG shift from reactive to proactive stormwater management where stormwater investments can be used to protect citizens, meet water quality limits, and to catalyze community benefits. In addition, the WIFIA loan will allow the UG to leverage money spent on the court-ordered consent decree, stormwater management plan, and road improvements to providing local jobs, sustainable housing, and bring business back to the central corridor.

To take the first step, the UG Public Works team has characterized the existing stormwater infrastructure data and identified known problem areas. In 2018, the study team identified individual sites known drainage issues across the entire service area, and almost half were located within six out of the seventy-six watersheds.

In addition, the UG has been required to reduce overflows from the Combined and Sanitary Sewers within the county. The UG has entered into an Integrated Overflow Consent Program (IOCP) agreement with EPA that includes areas of sewer separation to separate out the stormwater flows from the combined sewer. Of the projects required in the IOCP several overlap and will be enhanced by the identified stormwater drainage projects. There will be an economic efficiency in combining these

projects into a single program that will fit the needs of both stormwater management and IOCP programs.

To meet its goal of improved drainage, reduced flooding, improved water quality the UG intends to install new storm sewers, new curb and gutter, sewer separation of combined sewers, and green infrastructure solutions.

The residents of the UG need improved stormwater management that provides a safe, reliable, and sustainable solution. In addition to the stormwater benefits to this program will also provide a catalyst for growth in the basins identified that have seen serious blight and flight from the neighborhoods. The WIFIA loan will provide funding to create community amenities through these projects and increase community cohesion.

The financial burdens of this $320 million dollar program for an economically challenged community are substantial. Total water bills (water supply and wastewater) are already planned to increase in the coming years to provide funding for the IOCP program and continue the reactive stormwater program. A WIFIA load will allow for the UG to move from a reactive stormwater program to a proactive program and assist the UG in revitalizing the central corridor, including the Jersey Creek, Armourdale, Argentine, and Splitlog Basins.

Thank you for your consideration of our support for the Unified Government of Wyandotte County and Kansas City, Kansas WIFIA application.

Sincerely,

Douglas G. Bach
County Administrator

WIFIA PROGRAM

The WIFIA program accelerates investment in our nation's water infrastructure by providing long-term, low-cost supplemental loans for regionally and nationally significant projects. The WIFIA program was established by the Water Infrastructure Finance and Innovation Act of 2014.

ELIGIBILITY

Eligible borrowers

- Local, state, tribal, and federal government entities
- Partnerships and joint ventures
- Corporations and trusts
- Clean Water and Drinking Water State Revolving Fund (SRF) programs

WIFIA can fund development and implementation activities for eligible projects

- Wastewater conveyance and treatment projects
- Drinking water treatment and distribution projects
- Enhanced energy efficiency projects at drinking water and wastewater facilities
- Desalination, aquifer recharge, and water recycling projects
- Acquisition of property if it is integral to the project or will mitigate the environmental impact of a project
- A combination of eligible projects secured by a common security pledge or submitted under one application by an SRF program

FUNDING AVAILABILITY

EPA announces WIFIA funding availability and application process details in the Federal Register and on its website.

IMPORTANT PROGRAM FEATURES

- $20 MIL — Minimum project size for large communities.
- $5 MIL — Minimum project size for small communities (population of 25,000 or less).
- 49% — Maximum portion of eligible project costs that WIFIA can fund.
- 35 YEARS — Maximum final maturity date from substantial completion.
- 5 YEARS — Maximum time that repayment may be deferred after substantial completion of the project.
- % — Interest rate will be equal or greater to the US Treasury rate of a similar maturity.
- Projects must be creditworthy.
- NEPA, Davis-Bacon, American Iron and Steel, and all federal cross-cutter provisions apply.

EPA

STAY IN TOUCH

WEBSITE: www.epa.gov/wifia

EMAIL: wifia@epa.gov

Sign-up to receive announcements about the WIFIA program at https://tinyurl.com/wifianews

November 2016

EPA-830-F-16-003