

CITIZEN PARTICIPATION PLAN

CITY OF DUNN CDBG 2016/2020 PROGRAM FUNDING YEAR

CITY OF DUNN

MAILING: PO BOX 1065, DUNN, NC 28335 / PHYSICAL: 401 E BROAD STREET, DUNN, NC 28334

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The primary goal of the Citizen Participation Plan is to provide citizens, especially low- and moderate-income citizens of the community where CDBG-funded activities will take place, an opportunity to participate in an advisory role in the planning, implementation, and assessment of the programs and projects. The Citizen Participation Plan is required by Section 104(a) (2) of the Housing and Community Development Act and by regulations at 24 CFR 570.486(a) (6). The plan is vitally important to the success of CDBG-funded activities undertaken by local governments. Compliance with the plan reduces the number of legal challenges and citizen complaints against the local government recipient.

1. INTRODUCTION

The CITY has designed this community-wide Citizen Participation Plan to provide for and encourage citizen participation in the Small Cities Community Development Block Grant (CDBG) program. This Plan is an essential element of the CITY'S present and future community development process and has been developed to comply with the regulations and requirements of the CDBG program as administered by the United States Department of Housing and Urban Development (HUD) and the following State agencies:

CDBG Program	State Administrating Agency
Infrastructure (CDBG-I)	NC Department of Environmental Quality (DEQ) Division of Water Infrastructure (DWI)
Disaster Recovery (CDBG-DR) Mitigation (CDBG-MIT)	NC Department of Public Safety (DPS) Office of Recovery & Resiliency (NCORR)
Economic Development (CDBG-ED) Neighborhood Revitalization (CDBG-NR) Coronavirus (CDBG-CV)	NC Department of Commerce (DOC) Rural Economic Development Division (REDD)

The primary goal of this Citizen Participation Plan is to provide all citizens of the community with adequate opportunity to participate in an advisory role in the planning, implementation, and assessment of the CITY'S CDBG program(s). The Plan sets forth policies and procedures for citizen participation, which are designed to maximize the opportunity for citizen participation in the community development process. Special emphasis has been placed on encouraging participation by persons of low and moderate incomes, residents of blighted neighborhoods, and residents of areas where community development funds are utilized.

Local units of general government must provide citizens with reasonable advance notice of an opportunity to comment on proposed activities in an application to the state; and for grants already made, the same opportunities must be provided for activities proposed to be added, deleted, or substantially changed from the original application to the state. Substantially changes include, but not limited to, purpose, scope, location, or beneficiaries. Citizens are encouraged to participate in all phases of the CDBG program(s) and will be provided full access to program information. However, final responsibility and authority for the development and implementation of CDBG program(s) will lie with the CITY.

2. SCOPE OF PARTICIPATION

The **CITY** will make reasonable efforts to provide for citizen participation during the community development process and throughout the planning, implementation, and assessment of all CDBG program(s) undertaken by the **CITY**. Local officials will make every effort to involve citizens in all phases of the development, implementation and assessment of community development programs including, but not limited to, the following phases:

- a. Identification and assessment of housing and community development needs; determination of CDBG project(s) and documentation; and the development of CDBG application(s);
- b. Changes and/or amendments to approved CDBG projects; and,
- c. Assessment of CDBG program performance.

All phases of the community development process will be conducted by local officials in an open manner. Citizens of the **CITY** are encouraged to participate at all levels and will be given access to program information during each phase of any CDBG program as outlined herein.

3. CITIZEN PARTICIPATION CONTACT PERSON

The **CITY MANAGER / PUBLIC UTILITIES DIRECTOR / CITY CLERK**, and/or successors so titled, has been designated Citizen Participation Coordinator by the **CITY COUNCIL** and will serve as the contact person for all matters concerning citizen participation activities. This person shall be responsible for overseeing citizen participation throughout the community development process and the implementation of all citizen participation activities and functions, except those which may be specifically delegated to other parties by this Plan.

The specific duties and responsibilities of the Citizen Participation Coordinator shall include, but not necessarily be limited to: disseminating information concerning proposed projects and the status of current project activities; coordinating various groups which may be participating in the community development process; receiving written comments; serving as a vehicle by which ideas, comments, and proposals from local residents may be transmitted to local officials and/or program staff; and, monitoring the citizen participation process and proposing such amendments to the Citizen Participation Plan as may be necessary.

The Citizen Participation Coordinator may be contacted at **DUNN CITY HALL, MAILING: PO BOX 1065, DUNN, NC 28335 / PHYSICAL: 401 E BROAD STREET, DUNN, NC 28334; PH: 910-230-3500; TDD: (800) 735-2962 or 711** during regular business hours. All questions concerning citizen participation in the community development process should be addressed to the Citizen Participation Coordinator.

4. TECHNICAL ASSISTANCE

The staff of the **CITY** shall provide technical assistance to individual citizens and citizen groups, especially those groups representative of persons of low or moderate income, as may be required to adequately provide for citizen participation in the planning, implementation, and assessment of CDBG program(s). Technical assistance may be obtained by contacting the **CITY** or the Citizen Participation Coordinator.

Such technical assistance is intended to increase citizen participation in the community development decision making process and to ensure that such participation is meaningful. Technical assistance shall also be utilized to foster public understanding of CDBG program requirements.

Technical assistance shall be provided on request and may include, but not necessarily be limited to: interpreting the CDBG program and its rules, regulations, procedures and/or requirements; providing information and/or materials concerning the CDBG program; and, assisting low and moderate income citizens, and residents of blighted neighborhoods to develop statements of views, identify their needs, and to develop activities and proposals for projects which, when implemented, will resolve those needs.

5. PUBLIC HEARINGS

Citizen participation in the community development process will be conducted on a community-wide basis and will actively involve the views and proposals of all citizens, especially low- and moderate-income (LMI) persons and residents of areas where CDBG activities are proposed or on-going.

Public hearings will be held during all phases of the community development process, as outlined herein, to allow citizens to voice opinions and offer proposals concerning the development and performance of CDBG programs. Local officials

will respond to questions and proposals from citizens at each public hearing. Any questions that citizens may have concerning a program will be answered and their comments, suggestions, and/or proposals will be received. Citizens may also express comments and views concerning the community development process or any specific CDBG project to the governing body at any regularly scheduled meeting.

5.1 Public Hearing Times and Locations

All public hearings will be held at times and locations which will be accessible to all citizens, especially persons of low and moderate incomes, and residents of blighted neighborhoods and CDBG project areas.

Public hearings will be scheduled for convenient times as determined by the **CITY**. Public hearings may be held at any site which, in the opinion of the **CITY**, provides adequate access for citizen participation.

Hearings will normally be held at the **CITY HALL**. This site is centrally located and generally accessible to all citizens. This building is also accessible to persons with disabilities. Hearings may, however, at the option of the **CITY**, be held at an alternate location to be specified in the public hearing notice(s).

5.2 Application Public Hearing

At least one public hearing shall be held during any CDBG program fiscal year prior to the submission of an application to the state funding agency for CDBG assistance¹. The primary purposes of the public hearing shall be to assess community needs and problems in an effort to determine the most critical needs to be addressed by the CDBG program; and also to present for public comment and review the program activities which have been selected by the **CITY** to resolve the identified needs.

An application public hearing will be held during the initial stage of program development to discuss items regarding local community development and housing needs, the overall CDBG program requirements and eligible activities, and the application process. The objective of citizen participation at this stage is to provide meaningful, community-wide citizen input into the decision-making process during the assessment of community needs and the consideration of priorities and options associated with the development and submission of a CDBG application. Local officials will also entertain proposals and comments from citizens concerning community development activities at this hearing.

This hearing will normally serve to discuss and review the information appropriate for all applications submitted by the **CITY** during any fiscal year. Additional changes in community development or housing needs in the community as determined by local officials can be addressed by a community meeting where citizens can share their comments prior to the submission of other CDBG applications late in the fiscal year.

Citizens will be provided with information concerning the CDBG program at this public hearing. Such information shall include, but not necessarily be limited to: the goals and objectives of the CDBG program; the total amount of CDBG funds available for the fiscal year and for the funding round; the role of citizens in program planning, implementation, and assessment; the range of activities which may be undertaken; the process to be followed in developing a CDBG application; a statement that 100 percent of the CDBG funds will be used to benefit low-to-moderate income people; the schedule of meetings and hearings; location where the application can be reviewed; activities previously funded in the **CITY** through the CDBG program; and, an identification of projects which could result in the relocation of area residences or businesses; and the actions that would be undertaken if such relocation were necessary; provide citizens with contact information such as address, telephone number, and dates for submitting complaints or grievances. Furthermore, the effectiveness of the Citizen Participation Plan in allowing citizen participation in the community development process and potential changes and/or amendments to the Plan shall also be discussed at this meeting.

The **CITY** may, at the option of local officials, review multiple CDBG project applications at one hearing when more than one application is to be submitted during the same fiscal year. Each such hearing shall be held prior to, and in preparation for, the application's approval by the **CITY**.

A second objective of citizen participation during this stage is to inform citizens of the proposed project activities to be included in a CDBG application(s) and to solicit comments from citizens concerning these activities.

Citizens attending this hearing will be provided with information concerning the CDBG project(s) proposed including, but not necessarily limited to: the project application(s) to be submitted and the applicable CDBG fund; specific project activities to be included; the location of the project activities; the approximate cost estimate for the proposed activities; the estimate of local match required; the impact of the project on low and moderate income persons; and, the approximate application submittal date.

¹ *Programs administered by REDD require two (2) public hearings prior to submitting and application to the State, while DWI only requires one (1) detailed public hearing prior to application submittal.*

5.3 Amendment Public Hearings

The CITY will assure the opportunity for citizen participation during the implementation of any CDBG program(s) when changes to the project are under consideration by the CITY. Citizen participation shall be obtained and considered in any amendments to a CDBG program which involves changes in dollar amount spent on any activity, changes in program beneficiaries, changes in the location of approved activities, addition to or deletion of project activities, and major budget shifts between approved activities.

To ensure adequate opportunity for citizen participation during CDBG programs, the CITY shall hold a public hearing on all formal amendments which require the state funding agency approval. For "local" amendments and changes for which state funding agency approval is not required, input from citizens concerning changes or amendments will be received at regularly scheduled CITY meetings where such changes or amendments are considered.

5.4 Assessment of Performance (Close-Out) Public Hearings

This public hearing must be held after all third-party contracts' payments have been submitted. Citizens of the CITY will be provided with the opportunity to comment on the performance of local officials, the CITY staff, consultants, engineers, and contractors, and the actual use of CDBG funds during the implementation of a CDBG program. Citizens will also be requested to assess the performance of the CITY in resolving identified community development and housing needs, and in achieving its community development goals and objectives. On-going community assessment of the effectiveness of the community development process is considered essential to the success of the CDBG program.

At the conclusion of each CDBG project, a public hearing will be held to review program activities and to assess program performance. This hearing shall be held prior to the submission of the Performance Assessment Report and any other required closeout documents to the state funding agency for a CDBG project. This hearing will be used to ensure community-wide participation in the evaluation of the CDBG program.

5.5 Additional Hearings

Other public hearings may be held as deemed necessary by the CITY in order to inform citizens of community development project(s) and activities, and to solicit citizen opinions and comments. All additional hearings shall comply with the requirements set forth in this Plan.

5.6 Limited English Proficiency Residents

The CITY has followed the guidance provided in the Language Access Plan to determine the need to undertake reasonable actions to facilitate the participation of persons with Limited English Proficiency. Local officials will undertake all reasonable actions necessary to allow such persons to participate in the community development process. Such actions may include the provision of an interpreter and/or the provision of materials in the appropriate language or format for persons with Limited English Proficiency.

To ensure program access to those with Limited English Proficiency, the CITY shall include at minimum the following phrases in English and Spanish in any document requesting public comments, or notifying the community of any modifications/amendments to the CDBG program during the life of the grant, including but not limited to public hearing notifications, citizen participation documents, Environmental Review notifications, among other documents:

- *"This information is available in Spanish or any other language upon request. Please contact (Insert Name) at (Insert Phone Number) or at (Insert physical location) for accommodations for this request."*
- *"Esta información está disponible en español o en cualquier otro idioma bajo petición. Por favor, póngase en contacto con (Insert Name) al (Insert Phone Number) o en (Insert physical location) de alojamiento para esta solicitud."*

****Please note the address and name itself should not be translated (e.g. "Charlie" should not be translated to "Carlos"; "Main Street" should not be translated to "Calle Principal")**

5.7 Public Hearing Notice

Notice of public hearings must be published in a local newspaper of general circulation, in a non-legal section of the paper at least ten (10) days prior to the hearing date, but no more than 25 days prior to the meeting date. Each notice of a hearing shall include the time, date, place, and topics and procedures to be discussed. These notices may also be in the form of press releases, as a public service announcement to local radio stations, and provided to community facilities within the target area of distribution, such as churches.

5.8 Virtual Hearings

During a declaration of state of emergency by the Governor or General Assembly, and if a unit of government is concerned about significant public health risks that may result from holding an in-person public hearing, the local unit of general government may undertake a virtual public hearing (alone, or in concert with an in-person hearing) if:

- a. It allows questions in real time, with answers coming directly from the elected representatives to all "attendees." Therefore, members of the public must be entitled to participate and address the governing body during any telephonic or video-conference meeting.
- b. The governing body must post a written notice that gives the public a way to participate remotely, such as a toll-free dial-in number, and that includes an electronic copy of any agenda packet that officials will consider at the meeting.
- c. As with an in-person hearing, the grantee must select a virtual hearing method or platform that provides accessibility for persons with disabilities and limited English proficiency (LEP) to the greatest extent possible. These accommodations must be free to these populations.
- d. A governing body must provide the public with access to a recording of any telephonic or videoconference meeting.
- e. The local unit of government must document its efforts and the reason for them.
- f. Additional specific communication requirements and requirements for conducting remote meetings can be found in Article 1A of Chapter 166A and Article 33C of Chapter 143 of the General Statutes.

*Additional resources: UNC School of Government's summary of Session Law 2020-3:
<https://canons.sog.unc.edu/new-rules-for-meetings-of-public-bodies-during-state-level-declared-emergencies/>*

5.9 Provision of Emergency Situations

During a declaration of state of emergency by the Governor or General Assembly, consistent with applicable allowances provided by state funding agencies, notice of public hearings must be provided at least five (5) days prior to the hearing date. These notices must be either published in a local newspaper of general circulation, or to the maximum extent feasible, non-newspaper methods of outreach. In emergency situations, such as coronavirus, in lieu of newspaper publication, notices will be placed in available venues to distribute the notice, including, but not limited to: website, social media, press release, public service announcement to a local radio station, and provided to community facilities within the target area of distribution, such as churches. Each notice of a hearing shall include the time, date, place, and topics and procedures to be discussed.

5.10 Accessibility to Low- and Moderate- Income Persons

The public hearing procedures outlined herein are designed to promote participation by low- and moderate- income (LMI) citizens, as well as residents of blighted neighborhoods and CDBG project areas in any public hearing(s). Local officials may take additional steps to further promote participation by such groups, or to target program information to these persons should officials feel that such persons may otherwise be excluded or should additional action be deemed necessary. Activities to promote additional participation may include: posting of notices in blighted neighborhoods and in places frequented by low- and moderate- income persons, and holding public hearings in low- and moderate income neighborhoods or areas of existing or proposed CDBG project activities.

5.11 Accessibility to Persons with Disabilities

The locations of all public hearings as described herein shall be made accessible to persons with disabilities. The **CITY** shall provide a sign language interpreter whenever the Citizen Participation Coordinator is notified in advance that one or more deaf persons will be in attendance. The **CITY** shall provide a qualified reader whenever the Citizen Participation Coordinator is notified in advance that one or more visually impaired persons will be in attendance. Additionally, the **CITY** shall provide reasonable accommodations whenever the Citizen Participation Coordinator is notified in advance that one or more persons with mobility or developmental disabilities will be in attendance.

6. PROGRAM INFORMATION

Citizens will be provided full access to CDBG program information during all phases of a CDBG project. Local officials of the **CITY** shall make reasonable effort to assure that CDBG program information is available to all citizens, especially those of low and moderate incomes and those residing in blighted or Limited English Proficiency neighborhoods and/or CDBG project areas.

To facilitate citizen access to CDBG program information, the Citizen Participation Coordinator will keep all documents related to a CDBG program on file in the **CITY HALL / ADMINISTRATION OFFICE**. Information from the project files shall be made available for examination and duplication, on request, during regular business hours. CDBG program information and materials, concerning specific CDBG projects will be available and distributed to the public at the regularly scheduled public hearings as outlined in this Plan. Furthermore, information concerning any CDBG project will be available at regularly scheduled council meetings where the program is discussed.

Materials to be made available shall include, but are not necessarily limited to: the Citizen Participation Plan; records of public hearing; mailings and promotional materials; prior CDBG program applications; letters of approval; grant agreements; the environmental review record; financial and procurement records; project design and construction specifications; labor standards materials; performance and evaluation reports; other reports required by the state funding agency and/or HUD; proposed and approved CDBG program application(s) for the current year or project; written comments or complaints received concerning the community development program, and written responses from the **CITY**; and, copies of the applicable Federal and State rules, regulations, policies, requirements and procedures governing the CDBG program.

In no case shall the **CITY** disclose any information concerning the financial status of any program participant(s) which may be required to document program eligibility or benefit. Furthermore, the **CITY** shall not disclose any information which may, in the opinion of the Chief Elected Official be deemed of a confidential nature.

7. PROCEDURES FOR COMMENTS, OBJECTIONS AND COMPLAINTS

The public hearings scheduled, as described in this Citizen Participation Plan, are designed to facilitate public participation in all phases of the community development process. Citizens are encouraged to submit their views and proposals on all aspects of a community development program at the public hearings. However, to ensure that citizens are given the opportunity to assess and comment on all aspects of the community development program on a continuous basis, citizens may, at any time, submit written comments or complaints to the **CITY**.

Any citizen or citizen's group desiring to comment or object to any phase of the planning, development, or approval of the application for CDBG funds, or to the implementation of any CDBG program, should submit such comments or objections in writing to the Chief Elected Official or designated official. Should, after a reasonable period, a party believe that their comment or complaint has not been properly addressed or considered by the Chief Elected Official or designated official, then the aggrieved may appeal their case to the **CITY**.

Local officials shall make every effort to provide written responses to citizen proposals or complaints within ten (10) working days of the receipt of such comments or complaints where practicable. Should the **CITY** be unable to sufficiently resolve an objection or complaint, it may be forwarded by the aggrieved party to the state funding agency.

Citizens may, at any time, contact the state funding agency and/or HUD directly to register comments, objections or complaints concerning the **CITY'S** CDBG application(s) and/or program(s). Citizens are encouraged, however, to attempt to resolve any complaints at the local level as outlined above prior to contacting the state funding agency or HUD. All comments or complaints submitted to the state funding agency or HUD shall be addressed in writing to:

NC Department of Environmental Quality, Division of Water Infrastructure CDBG-I Section, 1633 Mail Service Center, Raleigh, North Carolina 27699-1633, Phone: (919) 707-9189, TDD: (800) 735-2962 or 711.

NC Department of Commerce, Rural Economic Development Division, CDBG Section, 4346 Mail Service Center, Raleigh, North Carolina 27699-4346, Phone: (919) 814-4673, TDD: (800) 735-2962 or 711.

NC Department of Public Safety, Office of Recovery and Resiliency, PO Box 110465, Durham, NC 27709, Phone: (984) 833-5350, TDD: (800) 735-2962 or 711.

Or:

U.S. Department of Housing and Urban Development, Community Planning and Development Division, Greensboro Field Office, 1500 Pinecroft Road Suite 401, Greensboro, NC 27407, Phone: (336) 547-4000, TDD: (336) 547-4054 or 711.

Records of all comments, objections and/or complaints by citizens concerning the **CITY'S** CDBG program and subsequent action taken in response to those comments shall be maintained on file at **CITY** and shall be made available for public inspection upon request.

8. AMENDMENTS

The **CITY** may, from time to time, modify the provisions outlined herein through amendment to this Citizen Participation Plan. It shall be the policy of the **CITY** to periodically review and discuss the effectiveness of this Citizen Participation Plan in allowing citizen participation in the community development process and in helping to meet the community development needs and goals identified by the citizens of the **CITY**. To this end, the effectiveness of the Plan will be discussed at public hearings held in conjunction with the community development program as discussed herein, and potential amendments to the Plan will be reviewed at this time.

Amendments to the Plan will be made as necessary. All amendments shall be approved by resolution of the **CITY** and shall be incorporated into this Plan.

9. AUTHORITY

No portion of this Citizen Participation Plan shall be construed to restrict the responsibility and authority of the elected officials of the **CITY** in the development, implementation, and execution of any Community Development Block Grant program.

SAMPLE APPLICATION PUBLIC HEARING NOTICE

The Town of Anytown will hold a public hearing on January 10, 2009, 7:00 p.m. at Town Hall to discuss the Town's submission of an application for the Fiscal Year 20XX Community Development Block Grant (CDBG) program. The Town is interested in obtaining all citizens' input on community development needs within the Town. As part of the hearing process citizens will be asked to verbally assist in the completion of a Needs Assessment document. The document will detail what the residents feel are the strengths and weaknesses of the community. The Town needs as much local participation as possible in order to reflect the true desires of the community as a whole, as well as the comments relating to the proposed project application. The State has established a maximum application request for each funding category. Activities that are eligible for funding include the improvement of public works, public facilities, housing rehabilitation, and others allowed by law. At least 51% of the funds must be used to benefit low- and moderate-income persons. No displacement of persons will be proposed.

The Town is proposing to replace some sewer lines, install some new sewer lines, and install a lift station in the southeast part of the Town. The area to be addressed is bounded by Main Street on the east, Gordon Street on the west, BN Railroad on the north, and the Town Limits on the south. The total project cost is estimated at \$322,000. The Town proposes to contribute \$48,000 in cash, with grant funds of \$274,000 needed to make up the balance. The project, if funded, will benefit 100% low- and moderate-income persons. All citizens, including those in the targeted area, are encouraged to attend in order to comment on the proposed activities. If additional information is needed, please contact [Name, Title, phone #]. Written comments received will be responded to within ten working days. A copy of the application is available for public review at [Location]. Persons with disabilities or who otherwise need assistance should contact [Name, title, phone, email address] TDD#, 711 by [date/time].

This information is available in Spanish and any other language upon request. Please contact [Name and Title] at [phone] or at [location] for accommodations for this request. Esta informacion esta disponible en espanol o en cualquier otro idioma bajo peticion. Por favor, pongase en contact con [Name, Title], al [phone] on en [location], de alojamiento esta solicitud.



SAMPLE PERFORMANCE ASSESSMENT AND CLOSE OUT PUBLIC HEARING NOTICE

The (locality) will hold a public hearing on (date) at (location) to discuss the locality's Community Development Block Grant project, CDBG project number (project number). The project used funds to (project scope), which benefitted X% of low- to moderate income persons.

The locality is interested in obtaining all citizens' input on the performance of local officials, the (Town/Town/County) staff, consultants and administrators, engineers, and contractors, and the actual use of CDBG funds during the implementation of a CDBG program. Citizens will also be requested to assess the performance of the (Town/Town/County) in resolving identified community development and housing needs, and in achieving its community development goals and objectives.

All citizens, including those in the targeted area, are encouraged to attend in order to comment on the proposed activities. If additional information is needed, please contact [Name and Title at phone #]. Written comments received by [date] will be responded to within ten working days. A copy of the application is available for public review at [Location]. Persons with disabilities or who otherwise need assistance should contact [Name, title, phone, email address, TDD#, 711] by [date/time].

This information is available in Spanish and any other language upon request. Please contact [Name and Title] at [phone] or at [location] for accommodations for this request. Esta informacion esta disponible en espanol o en cualquier otro idioma bajo peticion. Por favor, pongase en contact con [Name, Title], al [phone] on en [location], de alojamiento esta solicitud.

