

RESOLUTION NO. 2011-25

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LA FERIA, TX AUTHORIZING THE IMPLEMENTATION OF A “SECTION 3” PROGRAM, WHICH SEEKS TO ENSURE THAT TO THE GREATEST EXTENT FEASIBLE, JOB TRAINING, EMPLOYMENT, AND CONTRACTING OPPORTUNITIES ARE MADE AVAILABLE TO “SECTION 3 RESIDENTS” AND “SECTION 3 BUSINESSES”

WHEREAS; the City of La FERIA has received Texas Community Development Block Grant funds and other federal housing and community development funds in the past and anticipates receiving such funds in the future;

WHEREAS; these federal housing and community development funding programs require the City of La FERIA to implement Section 3;

WHEREAS; a Section 3 resident is a public housing resident or a low or very-low income person, as determined by the U.S. Department of Housing and Urban Development, who lives in the area where a federal housing and community development fund project is located;

WHEREAS; a Section 3 business is a business owned by a Section 3 resident (no less than 51% ownership interest) or a business of which at least thirty percent (30%) of the permanent, full-time employees are Section 3 residents;

WHEREAS, federal housing and community development programs produce employment and other economic opportunities and these employment and other economic opportunities offer a means to empower low and very low-income persons;

WHEREAS, the Section 3 policy established more than forty (40) years ago by the Congress of the United States of America, is that employment and other economic opportunities generated by Federal financial assistance for housing and community development programs shall, to the greatest extent feasible, be directed toward low and very low-income persons, and,

WHEREAS; the City of La FERIA is fully committed to achieving the laudatory goals of Section 3;

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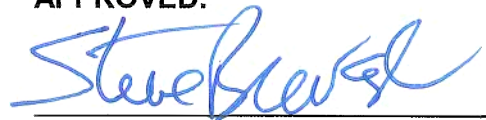
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NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LA FERIA, TEXAS:

1. The City of La Feria "Section 3" Policy attached hereto is hereby adopted.
2. The City of La Feria "Section 3" Policy attached hereto shall become effective immediately.

PASSED AND APPROVED by the City Commission of the City of La Feria, Texas on this the 12th day of July, 2011.

APPROVED:



Steve Brewer, Mayor

ATTEST:


Olga Oberwetter, City Secretary

APPROVED AS TO FORM:


Richard S. Talbert, City Attorney

City of La Feria's "Section 3" Policy


In accordance with the Housing and Community Development Act of 1968 (as amended and codified at 12 U.S.C. 1701u), the City of La Feria commits to ensure that, *to the greatest extent feasible*, job training, employment and contracting opportunities made possible by the expenditure of TxCDBG and other federal housing and community development funds be directed towards low-income and very-low income residents of the project area, the City of La Feria, and Cameron County and to businesses that are owned by or employ such persons. The specific steps the City will take to implement this policy include the following:

- A. The City Commission of the City of La Feria will adopt this policy by Resolution.
- B. The duties related to implementation of this policy are assigned to the designated Labor Standards Officer for each covered contract or grant.
- C. This policy will apply to all federal housing and community development grants of \$200,000 or more received by the City of La Feria and to all constructions contracts of \$100,000 or more awarded from such funds.
- D. Low-income and very low-income residents of the City of La Feria and Cameron County and businesses owned by or employing such persons will be notified of potential employment and contracting opportunities generated by the expenditure of TxCDBG funds and other federal housing and community development funds through: (1) public hearings and related advertisements; (2) bidding advertisements and bid documents; and (3) notification to Workforce Solutions in Cameron County, the local chapter of the National Association of Minority Contractors, and/or other local business organizations and associations as they are identified.
- E. A list of businesses that identify themselves as Section 3 businesses will be made and maintained for utilization in procurements funded by federal housing and community development funds, those businesses will be notified of pending contractual opportunities, and the list will be made available to Prime Contractors awarded covered contracts.
- F. This Section 3 policy will be included in all covered solicitations and contracts. Section 3 performance will be monitored along with other federal labor requirements. Section 3 contractual obligations include the making and maintaining of records that document all actions taken to comply with Section 3, including outreach regarding employment and contracting opportunities, hiring of new employees, and the solicitation and award of sub-contracts. The preparation and submission of reports as required by the relevant federal and state agencies will also be required.

As officers and representatives of the City of La Feria, we, the undersigned, have read and fully understand and agree to this policy, and become parties to the full implementation of it.


Sunny K. Philip, City Manager

7-12-2011
Date


Olga Oberwetter, City Secretary

7-12-2011
Date