

**STATE OF NEW MEXICO
COUNTY OF GRANT**

**RESOLUTION NO. R-03-33
SECTION 3 PLAN**

WHEREAS, the County of Grant is a recipient of the Community Development Block Grant (CDBG); and

WHEREAS, participation in the CDBG program requires compliance with Section 3 of the Housing an Urban Development Act of 1968; and

WHEREAS, the County of Grant encourages the use of small local businesses and the hiring of low income residents of the community.

NOW THEREFORE BE IT RESOLVED, that the County of Grant approves the adoption of the Section 3 Plan as follows:

The County of Grant is committed to comply with Section 3 of the Housing and Urban Development Act of 1968. This Act encourages the use of small local businesses and the hiring of low income residents of the community.

The County of Grant has appointed Harry Burgess, County Manager as the Section 3 Coordinator, to advise and assist key personnel and staff on Section 3, to officially serve as a focal point for Section 3 complaints, and as the on -site monitor of prime contractors and sub-contractors to insure the implementation and enforcement of the Section 3 plans. The approval or disapproval of the Section 3 plan is the ultimate responsibility of the County of Grant. Documentation of efforts will be retained on file for monitoring by the state.

Therefore, the County of Grant shall:

1. Hiring
 - a. Advertise for all County of Grant positions in local newspapers
 - b. Give preference in hiring to lower income persons residing in the County of Grant. This means that if two equally qualified persons apply and one is a resident of the County of Grant and one is not, the resident will be hired, providing that such action is not in opposition to existing labor contracts / personnel policies.
 - c. Maintain records of hiring and compliance with this plan.

2. Contracting

- a. The County of Grant will maintain a vendor's list of businesses, suppliers and contractors located in the County of Grant.
- b. These vendors who have requested to be placed on this list will be contacted for bid or quotes whenever the County of Grant requires supplies, services or construction, relative to the products/services they supply.
- c. Preference will be given to small local businesses. This means if identical bids/quotes are received from a small business located within the County of Grant and one from outside the County of Grant, the contract will be awarded to the business located within the community.

2. Training

The County of Grant shall maintain a list of all training programs operated by the County and it's agencies and will direct them to give preference to County of Grant residents. The County of Grant will also direct all CDBG sponsored training to provide preference to County of Grant residents.

3. CDBG Contracts

All CDBG bid proposals and contracts shall include the following Section 3 language.

- a. The work to be performed under this contract is on a project assisted under a program providing direct federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 170lu. Section 3 requires that the greatest extent feasible, opportunities for training and employment be given lower income residents of the project areas, and contracts for work in connection with the project be awarded to business concerns residing in the project area.
- b. The parties to this contract will comply with the provision of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR and all applicable rules and orders of the Department issued thereunder prior to the execution of this contract. The parties to this contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.
- c. The contractor will send to each labor organization or representative of

workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under the Section 3 clause, and shall post copies of the notice in conspicuous places available to employees and applicants of employment or training.

- d. The contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for, or recipient of federal financial assistance, take appropriate action pursuant to subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR 135. The contractor will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR 135, and will not let any subcontractor unless the subcontractor has first provided it with the requirements of these regulations.
- e. Compliance with the provisions of Section 3, the regulations set forth in 24 CFR 135, and all applicable rules and orders of the Department, issued thereunder prior to the execution of the contract, shall be a condition of the federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors and assigns to those sanctions specified by the grant or loan agreement or contract through which federal assistance is provided, and to such sanctions as are specified by 24 CFR 135.

The County of Grant shall require each contractor on CDBG projects to prepare a written Section 3 plan as part of their bids on all jobs exceeding \$100,000. All Section 3 plans shall be reviewed and approved by the County of Grant Section 3 Compliance Officer and retained for monitoring by the state.

LOWER INCOME CLARIFICATION

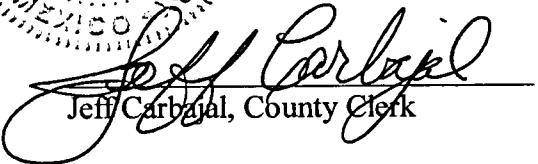
For the purposes of this plan, a lower income family is defined as a family who resides in the County of Grant and whose income does not exceed the income limit for the size of family as per the attached Section 8 Income Limit for Grant County.

APPROVED and ADOPTED in an open meeting of the Grant County Commission on December 11, 2003:

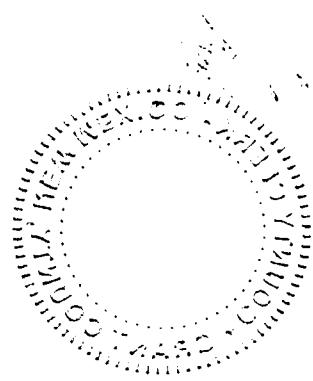


Henry Torres, Commission Chair

ATTEST:



Jeff Carbal, County Clerk



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STATE:NEW MEXICO

INCOME LIMITS

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	PROGRAM	1 PERSON	2 PERSON	3 PERSON	4 PERSON	5 PERSON	6 PERSON	7 PERSON	8 PERSON
Albuquerque, NM MSA FY 2003 MFI: 51400	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	10800 18000 28800	12350 20550 32900	13900 23150 37000	14400 25700 41100	16650 27750 44400	17900 29800 47700	19100 31850 51000	20350 33900 54300
Las Cruces, NM MSA FY 2003 MFI: 37200	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7800 13000 20850	8950 14900 23800	10050 16750 26800	11150 18600 29750	12050 20100 32150	12950 21600 34500	13850 23050 36900	14750 24550 39300
Santa Fe, NM MSA FY 2003 MFI: 61800	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	13250 22100 35350	15150 25250 40400	17050 28400 45450	18950 31550 50500	20450 34050 54500	21950 36600 58550	23450 39100 62600	25000 41650 66650
Mora County FY 2003 MFI: 34900	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7750 12900 20650	8850 14750 23600	9950 16600 26550	11050 18450 29500	11950 19950 31900	12850 21400 34250	13750 22900 36600	14600 24350 38950
Chaves County FY 2003 MFI: 35700	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7750 12900 20650	8850 14750 23600	9950 16600 26550	11050 18450 29500	11950 19950 31900	12850 21400 34250	13750 22900 36600	14600 24350 38950
Cibola County FY 2003 MFI: 34600	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7750 12900 20650	8850 14750 23600	9950 16600 26550	11050 18450 29500	11950 19950 31900	12850 21400 34250	13750 22900 36600	14600 24350 38950
Colfax County FY 2003 MFI: 39900	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	8400 13950 22350	9600 15950 25550	10750 17950 28750	11950 19950 31900	12950 21550 34450	13900 23150 37050	14850 24750 39600	15800 26350 42150
Curry County FY 2003 MFI: 37500	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7900 13150 21000	9000 15000 24000	10150 16900 27000	11250 18750 30000	12150 20250 32400	13050 21750 34800	13950 23250 37200	14850 24750 39600
De Baca County FY 2003 MFI: 37300	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7850 13050 20900	8950 14900 23850	10050 16800 26850	11200 18650 29850	12100 20150 32250	13000 21650 34600	13900 23150 37000	14750 24600 39400
Eddy County FY 2003 MFI: 41100	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	8650 14400 23000	9850 16450 26300	11100 18500 29600	12350 20550 32900	13300 22200 35500	14300 23850 38150	15300 25500 40750	16300 27150 43400
Grant County FY 2003 MFI: 37000	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7750 12950 20700	8900 14800 23700	10000 16650 26650	11100 18500 29600	12000 20000 31950	12900 21450 34350	13750 22950 36700	14650 24400 39050
Guadalupe County FY 2003 MFI: 35300	30% OF MEDIAN VERY LOW INCOME LOW-INCOME	7750 12900 20650	8850 14750 23600	9950 16600 26550	11050 18450 29500	11950 19950 31900	12850 21400 34250	13750 22900 36600	14600 24350 38950

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