

Section 3 Summary Report

Economic Opportunities for
Low- and Very Low Income Persons

1. Recipient Name & Address: Fulton County – Housing and Community Development Department 137 Peachtree St. SW; Suite 300 Atlanta, GA 30303		2. Federal Identification (grant no) B-11-UN-13-0004	3. Total Amount of Award: \$ 3,094,885
		4. Contact Person: Lolita Collins	5. Phone (include area code): (404)-612-8067
		6. Length of Grant: 1 year	7. Reporting Period: 1/1/11-12/31/11
8. Date Report Submitted: March 31, 2011	9. Program Code: (Use separate sheet for each program) 10	10. Program Name: Neighborhood Stabilization Program (NSP 3)	

Part I - Employment and Training Record (**Columns B, C and F are mandatory fields.					
Include New Hires in E& F)					
A Job Category	B Number of New Hires	C Number of New Hires that are Sec. 3 Residents	D % of Aggregate Number of Staff Hours of new Hires that are Section 3 Residents	E ** % of Total Staff Hours for Sec 3 Employees and Trainees	F ** Number of Sec 3 Trainees
Professionals					
Technicians					
Office/Clerical					
Construction by Trade:					
Trade:					
Other (List)					
Total:					
* Program Codes 1= Flexible Subsidy 2= Section 202/811	3= Public /Indian Housing A=Development B= Operation C= Modernization		4= Homeless Assistance 5= HOME 6=HOME State/Administered 7= CDBG Entitlement	8= CDBG State Administered 9=Other CD Programs 10= Other Housing Programs	

Part II: Contracts Awarded

1. Construction Contracts:
A. Total dollar amount of all contracts awarded on the project.
B. Total dollar amount of contracts awarded to Section 3 businesses.
C. Percentage of the total dollar amount that was awarded to Section 3 businesses.
D. Total number of Section 3 businesses receiving contracts.
2. Non-Construction Contracts:
A. Total dollar amount of all non-construction contracts awarded on project/activity.
B. Total dollar amount of non-construction contracts awarded to Section 3 businesses. .
C. Percentage of the total dollar amount that was awarded to Section 3 businesses.
D. Total number of Section 3 businesses receiving non-construction contracts.

Part III: Summary

Indicate the efforts made to direct the employment and other economic opportunities generated by HUD financial assistance for housing and community development programs, to the greatest extent feasible, toward low-and and very low-income persons, particularly those who are recipients of government assistance for housing. (Check all that apply – documentation required)

attempted to recruit low-income residents through: local advertising media, signs prominently displayed at the project site, contracts with community organizations and public or private agencies operating within the metropolitan area (or non-metropolitan county) in which the Section 3 covered program or project is located, or similar methods. (Attach date marked documentation, e.g., invoices, photo of signs; contact names and phone numbers, etc.)

Participated in a HUD program or other program which promotes the training or employment of Section 3 residents. (Provide name of program and contact.)

Participated in a HUD program or other program which promotes the award of contracts to business concerns which meet the definition of Section 3 business concerns. (Provide name of program and contact.)

Coordinated with Youthbuild Programs administered in the metropolitan area or community in which the Section 3 covered project is located. (Provide name of program and contact.)

Other efforts or explanations; please describe below: See the next couple of pages

During the calendar year, Fulton County Housing and Human Services Department solicited proposals from organizations interested in undertaking projects with the use of the County's Neighborhood Stabilization Program (NSP 3) funds. During the request for proposal (RFP), potential vendors were advised that federal requirements that apply to this program include Davis-Bacon, Environmental review, Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), including Section 504 handicapped access requirements, Section 3 of the Housing and Urban Development Act of 1968, as amended (12 U.S.C. 1701u), and implementing regulations at 24 CFR part 135, vicinity hiring requirement to the maximum extent feasible, provide for hiring of employees that reside in the vicinity of NSP3 funded projects or contract with small businesses that are owned and operated by persons residing in the vicinity of NSP3 projects, the Uniform Relocation Act as amended (42 U.S.C. 4601), and

implementing regulations at 49 CFR part 24 and lead-based paint requirements of part 35, subparts A, B, J, K, and R. In addition, key OMB circulars and regulations apply including A-87: Cost reasonableness and eligibility, A-133: Audits and Part 85/Part 84: Financial management systems and procurement.

The document and supporting documents of the RFP were placed on the Fulton County Website; <http://www.fultoncountyga.gov> under “**Bid Opportunities**” was made available in a downloadable form. The County held a Pre-Proposal Conference, on **Thursday, May 12, 2011 at 02:00 P.M.** The purpose of the Pre-Proposal Conference was to provide information regarding the project and to address any questions and concerns regarding the services sought by the County through the RFP.

The County selected one vendor as a result of this solicitation to undertake projects under the program. The signed development agreement with this vendor included the section 3 clause below and the Development partner agreed to executive the following:

24 CFR 135

- A. The work to be performed under this contract is subject to the requirements of section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C.1701u (section 3). The purpose of section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by section 3 shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.
- B. The parties to this contract agree to comply with HUD’s regulation in 24 CFR part 135, which implements sections 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.
- C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers’ representative of the contractor’s commitments under this section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions an see the notice. The notice shall describe the section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.
- D. The contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractors where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.

- E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.
- F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contractor for default, and debarment or suspension from future HUD assisted contractors.
- G. With respect to work performed in connection with section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C.450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (I) preference and opportunities for training and employment shall be given to Indians organizations and Indian-owned Economic Enterprise. Parties to this contract that are subject to the provisions of section 3 and section 7(b) agree to comply with section 3 to the maximum extent feasible, but not in derogation of compliance with section 79b).

Fulton County Housing and Human Services entered into partnership under NSP-3 with one Development Partners Atlanta Neighborhood Development Partnership) specifically contracted to perform the either Multi-family or single-family foreclosed property acquisitions, property valuation, asset management, the coordination and oversight of housing rehabilitation activities, and marketing and sales of single-family homes. The Developer agreement was signed but property acquisition has not occurred.

Public reporting for this collection of information is estimated to average 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB number. Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u, mandates that the Department ensures that employment and other economic opportunities generated by its housing and community development assistance programs are directed toward low- and very-low income persons, particularly those who are recipients of government assistance housing. The regulations are found at 24 CFR Part 135. The information will be used by the Department to monitor program recipients' compliance with Section 3, to assess the results of the Department's efforts to meet the statutory objectives of Section 3, to prepare reports to Congress, and by recipients as self-monitoring tool. The data is entered into a database and will be analyzed and distributed. The collection of information involves recipients receiving Federal financial assistance for housing and community development programs covered by Section 3. The information will be collected annually to assist HUD in meeting its reporting requirements under Section 808(e)(6) of the Fair Housing Act and Section 916 of the HCDA of 1992. An assurance of confidentiality is not applicable to this form. The Privacy Act of 1974 and OMB Circular A-108 are not applicable. The reporting requirements do not contain sensitive questions. Data is cumulative; personal identifying information is not included.