

REQUEST FOR AGENDA PLACEMENT FORM

Submission Deadline - Tuesday, 12:00 PM before Court Dates

SUBMITTED BY: Rexann Knowles

TODAY'S DATE: 09/30/2021

DEPARTMENT:

COUNTY JUDGE COMMISSIONERS COURT

SIGNATURE OF DEPARTMENT HEAD:

X _____ **OCT 08 2021**

REQUESTED AGENDA DATE:

October 8, 2021 **Approved**

SPECIFIC AGENDA WORDING: Consideration of Grant Administration Services Amendment No. 1 Related to Johnson County 2018 Texas Community Development Block Grant Program Contract Number 7218250 and Amendment No. 1 Related to Johnson County Texas Community Development Block Grant Program Contract number 7218250 Section 3 Compliance Terms and Conditions and Authorization for the County Judge to sign

PERSON(S) TO PRESENT ITEM: Rexann Knowles

SUPPORT MATERIAL: (Must enclose supporting documentation)

TIME: 2 minutes

ACTION ITEM: X

WORKSHOP: _____

(Anticipated number of minutes needed to discuss item) **CONSENT:** _____

EXECUTIVE: _____

STAFF NOTICE:

COUNTY ATTORNEY: XX

IT DEPARTMENT: _____

AUDITOR: XX

PURCHASING DEPARTMENT: _____

PERSONNEL: _____

PUBLIC WORKS: _____

BUDGET COORDINATOR: _____

OTHER: _____

*****This Section to be Completed by County Judge's Office*****

ASSIGNED AGENDA DATE: _____

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE _____

COURT MEMBER APPROVAL _____ Date _____

GRANT ADMINISTRATION SERVICES

Amendment No. 1

Related to JOHNSON COUNTY 2018
Texas Community Development Block Grant Program
Contract Number 7218250

THIS AMENDMENT, MADE ON THE 1ST DAY OF JULY, 2021 BY AND BETWEEN THE JOHNSON COUNTY, hereinafter referred to as the Client, and GRANTWORKS, INC., Austin, Texas, hereinafter referred to as the Consultant.

Whereas the Texas Department of Agriculture - Office of Rural Affairs issued Policy Issuance 20-01: Federal Provisions for Section 3 Requirements effective July 1, 2021 requiring updated Terms and Conditions to be amended into existing contracts; therefore, Part II – Terms and Conditions is amended to replace Item No. 12 with the following clause:

12. ECONOMIC OPPORTUNITIES FOR SECTION 3 RESIDENTS AND SECTION 3 BUSINESS CONCERNS.

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 regulations in 24 CFR part 75, which implement section 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 75 regulations.

c. The Contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 75, 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 75. The Contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 75.

d. 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 75 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 75. Minimum expectations of effort to direct employment opportunities to such workers are identified in the TxCDBG Project Implementation Manual.

All other terms and conditions of the Agreement between the Client and GrantWorks will remain in full force and effect.

IN WITNESSETH HEREOF, the Client and the Consultant have executed this Amendment as of the date indicated above.

GrantWorks, Inc.
2201 Northland Drive
Austin, TX 78756

BY:



Bruce J. Spitzengel, President

Johnson County
Johnson County Courthouse
2 N Main St, Room 120
Cleburne, Texas 76033

BY:



County Judge

AMENDMENT NO. 1

**Related to Johnson County
Texas Community Development Block Grant Program
Contract Number 7218250**

THIS AMENDMENT, MADE ON THE 7 DAY OF JULY, 2021 by and between Patterson Professional Services, LLC hereinafter called the "Contractor", and Johnson County hereinafter called the "City/County."

Description of Amendment:

Addition of Section 3 requirements apply to all TxCDBG grants from Texas Department of Agriculture - Office of Rural Affairs issued Policy Issuance 20-01: Federal Provisions for Section 3 Requirements effective July 1, 2021.

Section 3 Compliance Terms and Conditions

- a. **GENERAL CONDITIONS - PART I FOR CONSTRUCTION** is amended to replace Item No. 46 with the following clause:

46. Economic Opportunities for Section 3 Residents and Section 3 Business Concerns.

(a) The work to be performed under this Contract is subject to the requirements of section 3 of the Housing and Urban Development (HUD) 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 regulations in 24 CFR part 75, which implement section 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 75 regulations.

(c) The Contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 75, 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 75. The Contractor will not subcontract with any subcontractor where the Contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 75.

(d) 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 75 require employment opportunities to be directed, were not filled to circumvent the Contractor's obligations under 24 CFR part 75. Minimum expectations of effort to direct employment opportunities to such workers are identified in the TxCDBG Project Implementation Manual.

(e) Noncompliance with HUD's regulations in 24 CFR part 75 may result in sanctions, termination of this Contract for default, and debarment or suspension from future HUD assisted contracts.

- b. **CONTRACTOR CERTIFICATIONS** – Addition of new Certification of Bidder Regarding Civil Rights Laws and Regulations Form attached and to be completed by Contractor with this amendment.

All other terms and conditions of the Contract Documents are to remain unchanged.



Signature: Owner

County Judge Roger Harmon

Printed Name

10-8-21

Date



Signature: Contractor

Mark Patterson

Printed Name

10.12.21

Date

CONTRACTOR CERTIFICATIONS

U.S. Department of Housing and Urban Development

Certification of Bidder Regarding Civil Rights Laws and Regulations

INSTRUCTIONS

CERTIFICATION OF BIDDER REGARDING Executive Order 11246 and Federal Laws Requiring Federal Contractor to adopt and abide by equal employment opportunity and affirmative action in their hiring, firing, and promotion practices. This includes practices related to race, color, gender, religion, national origin, disability, and veterans' rights.

NAME AND ADDRESS OF BIDDER (include ZIP Code)

Patterson Professional Services, LLC
PO BOX 910
Collinsville, TX 76233

CERTIFICATION BY BIDDER

Bidder has participated in a previous contract or subcontract subject to Civil Rights Laws and Regulations.

Yes

No

The undersigned hereby certifies that:

The Provision of Local Training, Employment, and Business Opportunities clause (Section 3 provision) is included in the Contract.

The Equal Opportunity clause is included in the Contract (if bid equals or exceeds \$10,000).

Have you ever been or are you being considered for sanction due to violation of Executive Order 11246, as amended?

Yes

No

NAME AND TITLE OF SIGNER (Please type)

Mark Patterson President



10.12.21

SIGNATURE

DATE