

## **Germantown Crossing**

#### **SECTION 3 COMPLIANCE LETTER OF UNDERSTANDING**

The undersigned is a Subcontractor (Sub) working with The Model Group (Contractor) on a project that requires compliance with Section 3 of the HUD Act of 1968 12 U.S.C. 1701u. The undersigned Sub will comply with Section 3 by doing the following:

- 1. The Sub will participate with Model to obtain best efforts benchmarks.
- 2. The Sub will promptly provide a complete core employee list to Contractor prior to commencement of field activities.
- 3. The Sub will hire Section 3 workers as needed for best efforts to meet the City of Dayton benchmark for 25% of total labor hours being performed by Section 3 workers, and 5% of total labor hours being performed by Targeted Section 3 workers.
- 4. All employees with project hours are required to fill out the HUD Section 3 employee form, regardless of their Section 3 status.
- 5. The sub will complete a monthly employee hourly report. Reports are due by the 8<sup>th</sup> of each month.

Contractors and subcontractors that fail to fulfill the numerical goals mentioned above bear the burden of demonstrating why it was not possible. Such justification should describe the efforts that were taken, barriers encountered, and other relevant information that will allow HUD to make a determination regarding compliance.

For FAQ's please visit <a href="https://www.hud.gov/program\_offices/field\_policy\_mgt/section3/help">https://www.hud.gov/program\_offices/field\_policy\_mgt/section3/help</a> or for Income limits please visit <a href="https://www.huduser.gov/portal/datasets/il/il2021/2021summary.odn">https://www.huduser.gov/portal/datasets/il/il2021/2021summary.odn</a>

- 6. Contractor has identified the following sources for potential new hires: **See the following page for a more detailed list** 
  - City of Dayton HRC at 937 333 1403
  - Dayton Job Corps Center at 937 268 6571
  - Goodwill Easter Seals at 937 528 6551
  - Jobs Plus at 513 241 1800
  - Ohio Means Jobs at 513 946 7200

Subcontractor:	Model Construction:			
Signed by:	Signed by:			
Printed Name:	Printed Name: George Keppler			
Title:	Title: Vice President of Construction			
Date:	Date:			
1926	Page Street & Cincinnati Ohio & 45202			

## City of Dayton Section 3 Quick Facts

### What is Section 3?

Section 3 is a provision of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) that is regulated by the provisions of 24 CFR 75. Section 3 regulations ensure that employment and other economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, and consistent with existing Federal, State and local laws and regulations, be directed to lowand very low-income persons, particularly those who are recipients of government assistance for housing, and to business concerns which provide economic opportunities to low- and very low-income persons.

On November 30, 2020, the U.S. Department of Housing and Urban Development implemented the <u>Section 3 Final Rule</u> which shifted the focus of the provision from new hires for temporary opportunities, to long-term employment and job permanency for low-income workers ("Section 3 workers").

### What are the definitions?

<u>Labor Hour</u> – A labor hour is the time worked by a worker employed on a Section 3 Project; a labor hour under the Section 3 Final Rule <u>excludes</u> non-construction services that require an advanced degree or professional licensing (called a professional service labor hour)

Section 3 Worker – A Section 3 worker meets one or more of the following categories:

- A low- or very low-income resident (the worker's income for the previous or annualized calendar year is at or below the low-income limit as established by HUD);
- Employed by a Section 3 Business Concern;
- A YouthBuild participant

<u>Targeted Section 3 Worker</u> – For housing and community development projects funded by HUD, a Targeted Section 3 worker meets one or more of the following categories:

- Employed by a Section 3 Business Concern;
- Is currently or was when hired at least one of these categories as documented within the past 5
  years:
  - Living within the service area or the neighborhood of the project, as defined in 24 CFR 75.5;
  - A YouthBuild participant

Section 3 Service Area - The Section 3 Service Area meets one of the following categories

- An area within one mile of the Section 3 project when 5,000 or more people live within one mile of the project; or
- An area within a circle centered around the Section 3 project site that encompasses at least 5,000 people

<u>Section 3 Business Concern</u> – A Section 3 Business Concern, also known as a Section 3 Business, meets at least one of the following categories:

- Is 51% or more owned and controlled by low or very-low income persons as defined by HUD;
- Within the prior 3-month period, over 75% of the labor hours performed for the business are performed by Section 3 workers; or
- Is 51% or more owned and controlled by current residents of public housing or Section 8-assisted housing

<u>Safe Harbor Benchmark</u> – A safe harbor benchmark is a provision of a statute or regulation that specifies certain conduct will be deemed to not violate a given rule

## City of Dayton Section 3 Quick Facts

## What are the requirements under the Section 3 Final Rule?

Under the Section 3 Final Rule, the housing rehabilitation, housing construction, and other public construction projects exceeding \$200,000.00 in HUD-funded assistance must comply with the Section 3 Safe Harbor Benchmarks. These include:

- 25% of all labor hours must be performed by a Section 3 worker
- 5% of all labor hours must be performed by Targeted Section 3 workers

While Professional Service Labor Hours are not able to be included in the total labor hours on the project, any Professional Service Labor Hours worked by a Section 3 or Targeted Section 3 worker may be counted as Section 3 labor hours to help fulfill the benchmarks above.

<u>Please note:</u> The City of Dayton's Nuisance Abatement program is an aggregation of multiple smaller contracts. The program is considered a construction project that, as a whole, exceeds the \$200,000.00 threshold. Therefore, all City of Dayton CDBG demolition bids and contracts are required to comply with the Section 3 Final Rule.

#### What kind of information should be tracked? What records are needed?

For each Section 3 project, the contractor must track:

- Total labor hours
- Total Section 3 worker hours
- Total Targeted Section 3 Worker hours
- Qualitative Efforts if the project does not meet the required Section 3 Safe Harbor Benchmarks (Please see "What if a contractor is unable to meet the Section 3 Safe Harbor Benchmarks" below for more details.)

### Section 3 Worker Records

One of the following must be maintained:

- 1. A worker's self-certification that their income is below the income limit;
- 2. A worker's self-certification of participation in a means-tested program such as public housing or Section 8-assisted housing;
- 3. Certification from a PHA, or the owner or property manager of project-based Section 8-assisted housing, or the administrator of tenant-based Section 8- assisted housing that the worker is a participant in one of their programs;
- 4. An employer's certification that the worker's income from that employer is below the income limit when based on an employer's calculation of what the worker's wage rate would translate to if annualized on a full-time basis; or
- 5. An employer's certification that the worker is employed by a Section 3 business concern.

#### Targeted Section 3 Worker Records

- An employer's confirmation that a worker's residence is within one mile of the work site or, if
  fewer than 5,000 people live within one mile of a work site, within a circle centered on the work
  site that is sufficient to encompass a population of 5,000 people according to the most recent
  U.S. Census;
- 2. An employer's certification that the worker is employed by a Section 3 business concern; or
- 3. A worker's self-certification that the worker is a YouthBuild participant.

HUD's sample certification forms for Section 3 Workers, Targeted Section 3 Workers, and Section 3 Business Concerns are attached to this document.

## City of Dayton Section 3 Quick Facts

### What if a contractor is unable to meet the Section 3 Safe Harbor Benchmarks?

If a contractor is unable to meet the Section 3 Safe Harbor Benchmarks, they must provide evidence that they have made qualitative efforts to assist low- and very low-income persons with employment and training opportunities. These qualitative efforts may include:

- Outreach efforts to generate job applicants who are Public Housing Targeted Workers.
- Outreach efforts to generate job applicants who are Other Funding Targeted Workers.
- Direct, on-the-job training (including apprenticeships).
- Indirect training such as arranging for, contracting for, or paying tuition for, off-site training.
- Technical assistance to help Section 3 workers compete for jobs (e.g., resume assistance, coaching).
- Outreach efforts to identify and secure bids from Section 3 business concerns.
- Technical assistance to help Section 3 business concerns understand and bid on contracts.
- Division on contracts into smaller jobs to facilitate participation by Section 3 business concerns.
- Provided or connected residents with assistance in seeking employment including: drafting resumes, preparing for interviews, finding job opportunities, connecting residents to job placement services.
- Held one or more job fairs.
- Provided or connected residents with supportive services that can provide direct services or referrals.
- Provided or connected residents with supportive services that provide one or more of the following: work readiness health screenings, interview clothing, uniforms, test fees, transportation.
- Assisted residents with finding child care.
- Assisted residents to apply for, or attend, community college or a 4-year educational institution
- Assisted residents to apply for, or attend, vocational/technical training.
- Assisted residents to obtain financial literacy training and/or coaching.
- Bonding assistance, guaranties, or other efforts to support viable bids from Section 3 business concerns.
- Provided or connected residents with training on computer use or online technologies.
- Promoting the use of a business registry designed to create opportunities for disadvantaged and small businesses.
- Outreach, engagement, or referrals with the state one-stop system, as designed in Section 121(e)(2) of the Workforce Innovation and Opportunity Act.
- Other. Please specify:

These qualitative efforts must be reported <u>no less than annually</u> through the City of Dayton CDBG Construction Projects – Section 3 Reporting Form. Documentation of these efforts must be kept with the project files and be readily available should they be requested by the City of Dayton or HUD.

## Are there standard forms contractors should use to track and report Section 3 benchmarks?

Yes, the following pages include the <u>mandatory</u> City of Dayton CDBG Construction Projects – Section 3 Reporting Form, as well as several sample certification templates for Section 3 Workers, Targeted Section 3 Workers, and Section 3 Business Concerns. Records and certifications must be kept by the contractor and available upon request for review by the City of Dayton or HUD.

The City of Dayton CDBG Construction Projects – Section 3 Reporting Form must be completed, signed, and returned to the City of Dayton project manager <u>no less than annually</u>. Failure to report Section 3 requirements may result in ineligibility of work completed and/or ineligibility for future bids.

You can become certified as a HUD Section 3 business concern.

## What is a HUD Section 3 business?

A business that: Is 51 percent or more owned by HUD Section 3 residents:

Employs HUD Section 3 residents for at least 30 percent of its full-time, permanent staff;

Provides a commitment to subcontract 25 percent or more of the dollar amount of awarded contracts to HUD Section 3 business concerns.

Once certified, you may participate on **HUD-Funded Projects or Contracting** Opportunities.

You can become Certified as a HUD Section 3 Business by contacting the City of Dayton Human Relations Council online at:

http://daytonhrc.org/business-technicalassistance/certification/

INVEST IN YOUR FUTURE Contact us:

City of Dayton Human Relations Council (937) 333-1404 bernard.jones@daytonohio.gov



371 West Second Street Suite 100 City of Daytor



Place Mailing Address Label Here

Postage

## What is HUD Section 3?

...a provision of the Housing and Urban Development (HUD) Act of 1968 that helps to foster local job creation, new business ownership, neighborhood improvement and individual self-sufficiency.

HUD Section 3 program requires agencies and organizations who receive HUD financial assistance provide to the greatest extent feasible, job training, employment, and contracting opportunities for \*low or very-low income residents in connection with projects and activities in selected neighborhoods.



# **HUD Section 3 Promotes** self-sufficiency...

## How does HUD Section 3 promote self-sufficiency?

HUD Section 3 is a starting point to obtain job training, employment and contracting opportunities.

Coupled with program resources and activities are opportunities for economic advancement and selfsufficiency.

These programs include:

- Federal Agencies
- State and Local Programs
- Advocacy Groups
- Housing Authorities
- Community Organizations
- Faith-based Organizations

## Who is eligible for HUD Section 3 Training and Employment?

- Persons living in public and assisted housing
- Persons living in the area where the HUD financial assistance is available
- Participants in HUD Youthbuild Programs\*
- Homeless persons
- Persons who are \*\*TANF eligible

## \*\* Temporary Assistance for Needy Families

## Employment Opportunities in HUD Section 3 include: \*

- Asphalt Paving
- Bricklaying / Masonry
- Carpentry
- Carpet Installation
- · Concrete Placement & Finishing
- Demolition
- Doors and Windows
- Drywall Hanging & Finishing
- Electrical Wiring \*\*\*\*
- Excavation
- Fencing
- Heating Ventilation and Cooling \*\*\*
- Iron Works
- Janitorial
- Landscaping
- Painting
- Plastering
- Plumbing \*\*\*
- Remodeling
- Sandblasting
- Tile setting
- Trucking / Hauling
- Wallcovering
- Woodworking and Trim

## \* What is YouthBuild?

A local HUD program for at-risk young adults (18 to 24) who have not completed high school but seek job training and/or employment.

\*\*\*Subject to licensing

<sup>\*</sup> Low income is 80% below median income for the area.
Very low income is 50% below median income for the area.

## ORGANIZATIONS THAT PROVIDE TRAINING AND / OR SECTION 3 WORKERS

					,	TION 5 WORKERS	
COMPANY OR ORGANIZATION NAME	PERSONNEL TRAINING DESCRIPTIONS PERSONNEL RESOURCES	ADDRESS	CONTACT NAME	POSITION	PHONE NO	EMAIL	PROCESS
City of Dayton Human Relations Council	Section 3 worker resource Section 3 certifications for individuals	371 West 2nd Street , Suite 100, Dayton, Ohio 45402	Bernard D. Jones, Jr.	Business Technical Assistant Center, Contract Compliance Officer	o: 937.333.1403 c: 937-389-5894	Bernard.Jones@daytonohio.gov	Per email of 2/24/23: Bernard has received several inquiries from over 10-25 prospective section 3 workers with the Grand Place project
Dayton Job Corps Center	Carpentry, laborers, cement finishers, electricians, plumbers, HVAC	3849 Germantown Pike, Dayton, Ohio 45417	Frank Williams	Work-Based Learning Coordinator	o: 937 268 6571 c: 937 681 7654	williams.frank@jobcorps.org	All Requests for Section 3 Workers to the Job Corps Need to be addressed to Frank Williams
			Brian Hoops	Carpentry Instructor	o: 937 242 7844	hoops.brian@jobcorps.org	
Dayton Job Corps Center	Carpentry, laborers, cement finishers, electricians, plumbers, HVAC	3849 Germantown Pike, Dayton, Ohio 45417	Andrew Funk	Cement Finisher Instructor	o: 937 242 7848	funk.andrew@jobcorps.org	All Requests for Section 3 Workers to the Job Corps Need to be addressed to Frank Williams
			Ricky Plummer	Building Technology Instructor	o: 937 242 7793	plummer.ricky@jobcorps.org	
Goodwill Easter Seals of the Miami Valley (GESMV)	Recovery and Employment and Community Outreach programs has 40 to 60 individuals in each program who are in job search.	600 South Main Street, Dayton, OH 45402	Candy Mullins:	Community Employment Manager	o: 937 528-6551 c: 937 503-3343	C.Mullins@gesmv.org	GESMV can set up job fairs at their facility where employers looking for workers can interview job applicants, which GESMV can provide based on employers' needs
Ideal Electrical Services, Inc.	Section 3 Contractor Who Does Electrical Work	510 Xenia Ave, Dayton, OH 45410	Taher Ahmouda	President	o: 937 329 7780 c: 937 313-1697	Taher@iesohio.co	Taher said that he can collaborate with other contractors to provide Section 3 electricians
Minority and Female Trades Association	Has Section 3 skilled workers	1726 Harold Drive, Dayton, Ohio 45406	Roosevelt Burrell III	Founder and CEO	937 380-6425	rburrell@mfsta.org	



## City of Dayton **Human Relations Council** 371 W. Second St., Suite 100 Dayton, OH 45402

FOR OFFICE USE ONLY: Date Received: \_\_\_ Reviewer: \_ 937-333-1403; fax: 937-222-4589 \_ Approved, Date: \_\_ \_\_ Denied, Date: \_\_\_/\_

## **Section 3 Resident Preference Claim Form**

A Section 3 resident seeking the preference in training and employment as defined in the Section 3 regulation at 24 CFR Part 135, shall certify to the recipient, contractor or subcontractor, and submit evidence showing that he/she meets the criteria of a Section 3 resident, (i.e. proof of receipt of public assistance or residency in a United States Department of Housing and Urban Development (HUD) or other federally-assisted housing program, e.g., Public Housing, Section 8, etc.)

## **RESIDENT AFFIDAVIT**

The undersigned represents and says under penalty of law, as follows:

 C+r	eet Address	City		State	 Zip
Ju	eet Address			State	ΖΙΡ
Ph	one Number:		Email		
3.	I am a resident of public housing:	Yes		No	
4.	I reside in one of the following cou	unties in Dayto	n Meti	ropolitan Area: (Check one)	
	Greene Miami	Montgomery		Clark County	
5.	Please list job skills training or certiful Job Training	fications receive	ed: 	Certifications	

Household Size	YEAR 2020	YEAR 2021	YEAR 2022
1 Person	\$36,800	\$39,550	\$40,800
2 People	\$42,050	\$45,200	\$46,000
3 People	\$47,300	\$50,850	\$52,450
4 People	\$52,550	\$56,500	\$58,250
5 People	<b>556,800</b>	\$61,050	\$62,950
6 People	\$61,000	\$65,550	\$67,600
7 People	<b>565,200</b>	\$70,100	\$72,250
8 People	\$69,400	\$74,600	\$76,900
More than	# of People	# of People	# of People

income thresholds below within 3 years of hire with the current firm.

	8 people	Income \$	Income \$	Income \$				
_	Please Provide One of the Following Document(s)							
	<ul> <li>□ Proof of public assists food stamps, etc.</li> <li>□ Proof of participation</li> <li>□ Proof of participation</li> <li>□ Proof of participation</li> <li>low- or very-low incor</li> </ul>	ase in a HUD or other federal ance, e.g., Temporary Assistation a HUD YOUTHBUILD progin a federally assisted progration a state or local assistance me persons.  Soliting in the form of last 3 pays to the part of the form of last 3 pays to the form of last 3 pays t	nce to Needy Famili gram. m such as job trainin program, or other pr	es (TANF) recipients, g programs, Medicaid, etc. ogram that assists				
	enable me to receive no understand that this list Staff, contractors, develo	tice of employment and train may be accessed by the Hum opers, and subcontractors wo	ing opportunities for an Relation Council, rking on a Section 3		cts. I			
	No, I do not authorize in	formation from this affidavit	to be added to a dat	abase of Section 3 residents.				
	certification is valid from certification must be renewed		on date until three ye	ars from the qualifying year, aft	ter whic			
		fy that am a legal resident of the flidavit and that the same is t		at I have personal knowledge o	f			
Sigr	nature of Applicant		Date					
Prin	ted Name of Applicant							
Nota	ary	Date	SEAL:					

## Exhibit H Section 3

EXAMPLE of monthly reporting

Section 3
U.S. Department of Housing and Urban Development Urban Development Office of Field Policy and Expiration 04-30-2025
Utilization Office of Field Policy and OMB 2501-0040
Expiration 04-30-2025
HUD
Form 4737A

Tracker: Section 3

**Labor Hours** 

Public reporting for this collection of information is estimated to average 5 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.

Section 3 of the Housing and Urban Development Act of 1968, as amended by the Housing and Community Development Act of 1992 (Section 3), and 12 U.S.C. \( \) 1701u ensure that employment and other economic opportunities generated by Federal financial assistance for housing and community development programs are, to the greatest extent feasible, directed toward low- and very low-income persons, particularly those who receive government assistance for housing. The regulations are found at 24 CFR Part 75. This collection of information is required to ensure that Section 3 workers and Section 3 Business concerns participating in Housing and Community Development Projects and Publi Housing Assistance Projects with HUD funding are documenting Section 3 labor hours to meet the requirements of Section 3 found in 24 CFR part 75. The information will be used by the Department to monitor program recipient's 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 a self-monitoring tool.

Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions to reduce this burden, to Anna P. Guido, Reports Management Officer, QDAM, Department of Housing and Urbar Development, 451 7th Street, SW, Room 4176, Washington, DC 20410-5000. When providing comments, please refer to OMB Approval No. 2501-0040. HUD may not conduct and sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number. No assurances of confidentiality are provided for this information collection.

#### FORM B: Section 3 Labor Hours Tracking

(Reporting for each Section 3 worker can occur throughout the project and as directed by the HUD recipient for the identified business(es). An alternative to this use of this form can be from a business or employer's good faith assessment of the labor hours of a full-time or part-time employee informed by the employer's existing salary or time and attendance based payroll systems, unless the project or activity is otherwise subject to requirements specifying time and attendance reporting.

				been ying time and attendance reporting.
		Identification of		Total labor hours worked on a project per Section 3
Name of Business contracted on	Identification of Section 3	Targeted Section 3	Date of hire or first	Worker (Tracking of hours can be completed in a
(Name of Project)	Worker	Worker	reporting period	separate wage reporting system)
EXAMPLE				
		Indicate, by marking with		
		an "X" if the worker has		
		been identified as a		
	List or identify all Section 3	Targeted Section 3		
	Workers for each contracted	Worker. Documentation	Enter either the date of	
	business. Documentation of a	of a Targeted Section 3	hire or the date of the first	
	Section 3 Worker is completed	Worker is completed	reporting period after hire	Enter number of hours worked by the individual employee
	outside of this form.	outside of this form.	for each worker.	over the duration of project.
Business Name	Section 3 Worker Name			
Optimus General Contractor				
	Employee name 1	X	5/16/2021	10
	Employee name 2			
	Employee name 3			
123 Excavation				
	Employee name 4			
XYZ Concrete				
	Employee name 5	x		
76 Framers				
	Employee name 6			
	Employee name 7	X		
AB Drywall				
Cumulative Project Labor Hours		Ì		
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## Exhibit H Section 3

Section 3

U.S. Department of Housing and
Urban Development
Utilization

U.S. Department of Housing and
Urban Development
Office of Field Policy and
Management

OMB 2501-0040 HUD Form 4737A

Tracker: Section 3

Labor Hours

Section 3 of the Housing and Urban Development Act of 1968, as amended by the Housing and Community Development Act of 1992 (Section 3), and 12 U.S.C. § 1701u ensure that employment and other economic opportunities generated by Federal financial assistance for housing and community development programs are, to the greatest extent feasible, directed toward low- and very low-income persons, particularly those who receive government assistance for housing. The regulations are found at 24 CFR Part 75. This collection of information is required to ensure that Section 3 workers and Section 3 Business concerns participating in Housing and Community Development Projects and Publi Housing Assistance Projects with HUD funding are documenting Section 3 labor hours to meet the requirements of Section 3 found in 24 CFR part 75. The information will be used by the Department to monitor program recipient's 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 a self-monitoring tool.

Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions to reduce this burden, to Anna P. Guido, Reports Management Officer, QDAM, Department of Housing and Urban Development, 451 7th Street, SW, Room 4176, Washington, DC 20410-5000. When providing comments, please refer to OMB Approval No. 2501-0040. HUD may not conduct and sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number. No assurances of confidentiality are provided for this information collection.

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		Identification of		
Name of Business contracted on	Identification of Section 3	Targeted Section 3	Date of hire or first	Total labor hours worked on a project per Section 3
Grand Place Apts.	Worker	Worker	reporting period	Worker
		Indicate, by marking with an "X" if the worker has		
		been identified as a		
	List or identify all Section 3	Targeted Section 3		
	Workers for each contracted business. Documentation of a	Worker. Documentation of a Targeted Section 3	Enter either the date of hire or the date of the first	
	Section 3 Worker is completed			Enter number of hours worked by the individual employee
	outside of this form.	outside of this form.	for each worker.	over the duration of project.
Buisness name	Section 3 worker name			
Cumulative Project Labor Hours				
,		ı	ı	

<sup>\*</sup> This report is due by the 8th of every month. Please email the completed report to Sarah Saskowsky at ssaskowsky@modelgroup.net.

#### Section 3 Clause

- 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 135, 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 135 regulations.
- C. The contractor agrees to send to each labor organization or representative or 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 can 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 subcontractor 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 contract for default, and debarment or suspension from future HUD assisted contracts.
- 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, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of Section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).

### LIST OF PARTNER ORGANIZATIONS & JOB NOTIFICATION LIST

RoShawn Winburn
Dayton Human Relations Council
371 West Second St, Ste. 100
Dayton, Ohio 45402
RoShawn.Winburn@daytonohio.gov
www.daytonohio.gov/deparments/hrc
(937) 333-1439

Jan Lepore-Jentleson
East End Community Center
624 Xenia Avenue
Dayton, Ohio 45410
<u>Jlepore-jentleson@east-end.org</u>
www.east-end.org
(937) 259-1898

Marie Davis
Employer Services Coordinator
The Job Center
1111 Edwin C. Moses Boulevard
Dayton, Ohio 45422
Davism15@odjfs.state.oh.us
www.thejobcenter.org
(937) 496-7340
(937) 225-4183 (fax)

Roosevelt Burrell
NAACP – Dayton Unit
1526 West Third Street
Dayton, Ohio 45402
naacpdayton3181@sbcglobal.net
www.naacpdayton.org
(937) 222-2172

Vacant
Minority Business Assistance Center
371 West Second St, Ste. 100
Dayton, Ohio 45402
Roshawn.Winburn@DaytonOhio.gov
http://development.ohio.gov/bs/bs\_mbac.ht
m
(937) 333-1002

Bill Cox Procurement Technical Assistance Center (PTAC) 907 W. Fifth St. Dayton, OH 45402 Bill.Cox@DaytonOhio.gov (937) 333-7822

Eleanor Stocks
African American Chamber of Commerce
P.O. Box 289
Dayton, Ohio 45409
Eleanor.l.stocks.ih6e@statefarm.com
www.Daytonafricanamericanchamber.org
(937) 222-8406

Emma Jackson
Deputy Executive Coordinator
PowerNet of Dayton
402 Salem Avenue
Dayton, Ohio 45406
reentry@powernetofdayton.org
www.powernetofdayton.org
(937) 225-3120

Curtis Anderson
Wesley Community Center
3730 Delphos Avenue
Dayton, Ohio 45417
Curtis.Anderson@wesleycenterdayton.org
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(937) 329-4128
(937) 263-9582 (fax)

City of Dayton
Division of Citizen Participation
Request to be sent to Priority Boards,
Neighborhood and Business Associations
101 W. Third Street
Dayton, Ohio 45402
(937) 333-3670
(937) 333-4281 (fax)