

A RESOLUTION REGARDING AFFIRMATIVELY)
INCREASING THE PARTICIPATION OF)
MINORITY BUSINESS ENTERPRISES IN)
THE ECONOMY OF THE CITY OF LEBANON.)

RESOLUTION NO. 11
for 1983

WEREAS, it is the policy of the City of Lebanon that Minority Business Enterprises as defined in Title 49 Code of Federal Regulations Part 23, and as it may be amended shall have the maximum opportunity to participate in the performance of contracts, and

WHEREAS, the City of Lebanon and any recipient of a contract will ensure that discrimination on the basis of race, color, national origin, sex, age, religion, mental or physical handicap, political affiliation or marital status is prohibited, and

WHEREAS, the City of Lebanon has established an overall goal for Minority Business Enterprises in contracting activities and to ensure the objectives of this policy, NOW THEREFORE,

BE IT RESOLVED that the City of Lebanon will seek out Minority Business Enterprises and provide applications to determine eligibility through the Oregon Department of Transportation certification process, and

BE IT RESOLVED that the City of Lebanon will maintain a current list of certified Minority Business Enterprises to be used in solicitation of bids and participation in City contracts, programs, or projects funded by the Department of Housing and Urban Development, and

BE IT FURTHER RESOLVED that the City of Lebanon will maintain records documenting the total dollar value of all contracts, subcontracts, materials and services awarded to Minority Business Enterprises participating in City contracts, programs, or projects funded by the Department of Housing and Urban Development.

LEBANON FAIR HOUSING IMPLEMENTATION PLAN

I. BACKGROUND AND PURPOSE OF THIS PLAN

Title VIII of the 1968 Civil Rights Act promotes the policy of fair housing throughout the United States and prohibits discrimination in the sale, rental or financing of housing, and in the provision of brokerage services because of race, color, religion, sex or national origin.

The City of Lebanon assumed the responsibility for the affirmative promotion of fair housing in connection with the Oregon Community Development Program. The City has assured HUD that it will "...take action to affirmatively further fair housing in the sale or rental of housing, the financing of housing, and in the provision of brokerage services".

The City of Lebanon adopted Resolution No. 10 for 1983 setting forth a policy to support the Federal Fair Housing Law. This Fair Housing implementation Plan sets forth actions to be taken by public and private sectors of the City to assure all persons opportunities for equal access to the housing market and equal access to the housing finance options.

II. PUBLIC AWARENESS PROGRAM

The Fair Housing Officer will publicize the program by: (1) placing ads in local newspapers of general circulation in the City of Lebanon in compliance with 24 CFR 109 August 26, 1980, and (2) placing posters in public buildings and agencies including, but not limited to:

1. Farmers Home Administration
2. Benton/Linn Housing Authority
3. Lebanon Senior Citizens Center
4. LINN CIRVS
5. CSC Regional Offices
6. Oregon Legal Aid
7. Lebanon City Hall

The activities described in (1) and (2) above will be conducted at a minimum of once annually.

PROCEDURE TO FILE FAIR HOUSING COMPLAINTS

A. All persons wishing to file Fair Housing complaints should contact:

Fair Housing Officer
Community Services Consortium
2730 N.W. Polk Street
Corvallis, OR 97330

Complaints must be submitted in writing and will be forwarded to:

U. S. Department of Housing and Urban Development
Arcade Plaza Building
Seattle, Washington 98101

within 15 days of receipt. A copy of the complaint and any related correspondence or documents will be kept on file at:

Community Services Consortium
2730 N.W. Polk Street
Corvallis, Oregon 97330

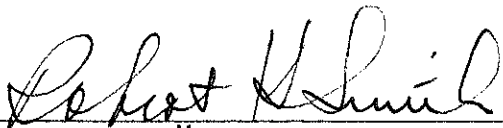
- B. The Fair Housing Officer will not issue any ruling or opinion concerning the complaint - he/she will only counsel the complainant of the procedure to file the complaint as outlined in III. A and of other resources available to assist the complainant such as:
1. Oregon Legal Aid - provides free legal services to low income persons.
 2. HUD Area Office (Portland) - refers complaints to Seattle Regional Office and facilitates telephone communications with Seattle Regional Office for rapid response cases.
 3. HUD Regional Office (Seattle) - investigates/conciliates fair housing complaints.
 4. Attorneys Referral Service - Refers persons with legal problems to an attorney in their area. You may obtain a half-hour conference for a small fee (usually \$15 - \$20).
 5. State Civil Rights Division (Salem) - Investigates civil rights violations.
- C. Oral and written Fair Housing complaints can also be sent directly to:

HUD Equal Opportunity Specialist
Portland Area Office
520 S.W. Sixth Avenue
Portland, Oregon 97204
Telephone: 221-3182

or

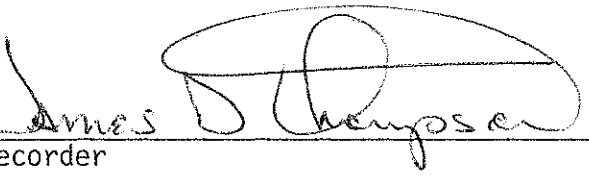
U. S. Department of Housing and Urban Development
Arcade Plaza Building
Seattle, Washington 98101

Passed by the Council by a vote of 5 for and 0 against and approved by the Mayor this 25th day of May, 1983.



Mayor

ATTEST:



Recorder

LEBANON MINORITY BUSINESS ENTERPRISE POLICY

1. It is the policy of the City of Lebanon that Minority Business Enterprises, as defined in Title 49 Code of Federal Regulations Part 23, and as it may be amended, shall have the maximum opportunity to participate in the performance of contracts.
2. The City of Lebanon and any recipient of a contract, will ensure that discrimination on the basis of race, color, national origin, sex, age, religion, mental or physical handicap, political affiliation, or marital status is prohibited.
3. To ensure the objectives of this policy, the City of Lebanon has established an overall goal for Minority Business Enterprises in contracting activities.
4. A Minority Business Enterprise (MBE) is a small business concern as defined by Section 3 of the Small Business Act and implementing regulations, which is owned and controlled by one or more minorities or women. Owned and controlled means a business:
 - Which is at least 51 percent owned by one or more minorities or women or, in the case of a publicly-owned business, at least 51 percent of the stock of which is owned by one or more minorities or women; and
 - Whose management and daily business operations are controlled by one or more such individuals.

as defined by 49 CFR 23, Section 23.5:

MINORITY DEFINITION:

- Black - Person having origins in any of the black racial groups of Africa.
- Hispanic - Person of Spanish or Portuguese culture with origins in Mexico, South or Central America, or the Caribbean Islands, regardless of race.
- Asian American - Persons having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands
- American Indian and Alaska Native - Person having origins in any of the original peoples of North America.

For the purpose of participation as a minority business enterprise, members of other groups, or other individuals found to be economically and socially disadvantaged by the Small Business Administration under Section 8(a) of the Small Business Act, as amended (15 USC 637(a)).

5. In order to increase the opportunities for MBE's to participate in the economy of the City of Lebanon, certified letters will be sent to all MBE's on the

list of Certified Minority Business Enterprises (Exhibit A) until the funds available for contracting services under projects, programs and contracts awarded to the City of Lebanon by the Department of Housing and Urban Development is met.

6. The City of Lebanon or its authorized agents will maintain records documenting the total dollar value of all contracts, subcontracts, materials and services purchases awarded to MBE's under projects, programs and contracts funded by the Department of Housing and Urban Development.

AMENDMENT NO. 2

THIS AMENDMENT is made and entered into this 4th day of May 1983, by and between the Owner and OMI. This is Amendment No. 2 to the Agreement dated the 18th day of June, 1982, between the above named parties for the provision by OMI of Operation and Management Services to the Owner for its Treatment Plant. The Amendment is written for the express purpose of including operational costs in the Agreement related to the sludge handling system described in Appendix A attached.

NOW, THEREFORE, the parties do mutually agree to replace Section 6.1 of Amendment No. 1, dated February 15, 1983, with the negotiated terms as follows:

6.1 Owner shall pay to OMI as compensation for services performed in accordance with the provisions of Article 5 herein, except for those additional amounts provided for in Article 5, the Base Fee of Three Hundred Fifty Three Thousand and Four Dollars (\$353,004) annually for each year during the term of this Agreement, with adjustments as hereinafter specified. The Annual Base Fee shall be paid in twelve (12) equal monthly installments. Owner will pay in accordance with Section 7.1.