



## Excessive Force Policy Excessive Force Resolution

A resolution establishing rules and regulations regarding the use of excessive force during nonviolent civil rights demonstrations, including physically barring entrance to a facility or location which is the subject of such demonstrations, and providing penalties for violations thereof: In the County of Polk, State of Texas, as follows:

### ARTICLE I

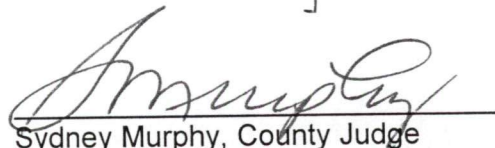
It is the policy of the County of Polk, Texas to prohibit the use of excessive force by the law enforcement agencies within its jurisdiction against any individual engaged in non-violent civil rights demonstrations. The County also prohibits the physical barring of any entrance to, or exit from, such a facility within its jurisdiction.

### ARTICLE II

It is the policy of the County to enforce this policy to the full extent allowed by law.

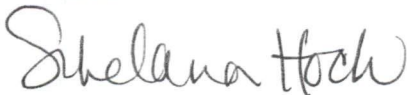
### ARTICLE III

Passed and adopted by the County Commissioners Court of the County of Polk, State of Texas, on the 25<sup>th</sup> day of August, 2015.



Sydney Murphy, County Judge  
County of Polk, Texas

Attest:



Schelana Hock, County Clerk  
County of Polk, Texas





## RESOLUTION

RESOLUTION OF THE COUNTY COMMISSIONERS COURT OF THE COUNTY OF POLK, TEXAS ADOPTING SECTION 3 POLICY OF THE HOUSING AND URBAN DEVELOPMENT ACT OF 1968 (12 U.S.C. 1701u) THAT ENCOURAGES JOB TRAINING, EMPLOYMENT AND CONTRACTING OPPORTUNITIES TO SECTION 3 RESIDENTS AND SECTION 3 BUSINESSES OF THE COUNTY OF POLK, TEXAS TO THE GREATEST EXTENT FEASIBLE.

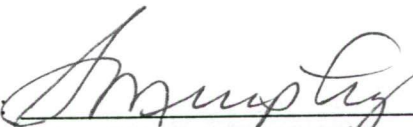
WHEREAS, Section 3 of the Housing and Urban Development Act of 1968 ( 12 U.S.C. 1701u), as amended, requires that County of Polk, Texas ensure that training, employment and other economic opportunities generated by certain HUD financial assistance for housing and community development programs shall, to the greatest extent feasible, be given to low-very low income persons, particularly those who are recipients of governmental assistance for housing and to businesses that provide economic opportunities for these person; and

WHEREAS, the County will ensure that contractors and subcontractors performing work on Section 3 funded activities are in compliance with the Section 3 requirements; and

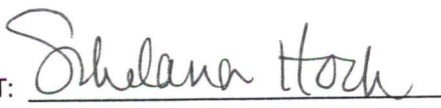
WHEREAS, the attached Section 3 Policy be adopted by the County Commissioners Court of the County of Polk, Texas.

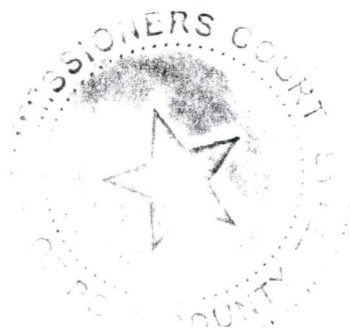
PASSED, APPROVED, AND ADOPTED ON THIS THE 25<sup>th</sup> DAY OF AUGUST, 2015 BY THE COUNTY COMMISSIONERS COURT OF THE COUNTY OF POLK, TEXAS.

SIGNED:

  
Sydney Murphy, County Judge

ATTEST:

  
Schelana Hock, County Clerk

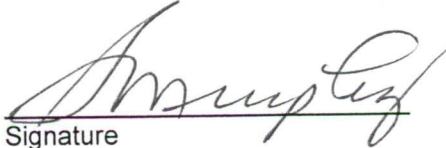


### Section 3 Policy

In accordance with 12 U.S.C. 1701u the COUNTY OF POLK, TEXAS agrees to implement the following steps, which, to *the greatest extent feasible*, will provide job training, employment and contracting opportunities for Section 3 residents and Section 3 businesses of the areas in which the program/project is being carried out.

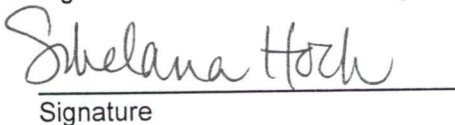
- A. Introduce and pass a resolution adopting this plan as a policy to strive to attain goals for compliance to Section 3 regulations by increasing opportunities for employment and contracting for Section 3 residents and businesses.
- B. Assign duties related to implementation of this plan to the designated Equal Rights Officer.
- C. Notify Section 3 residents and business concerns of potential new employment and contracting opportunities as they are triggered by TxCDBG grant awards through the use of: Public Hearings and related advertisements; public notices; bidding advertisements and bid documents; notification to local business organizations such as the Chamber(s) of Commerce or the Urban League; local advertising media including public signage; project area committees and citizen advisory boards; local HUD offices; regional planning agencies; and all other appropriate referral sources. Include Section 3 clauses in all covered solicitations and contracts.
- D. Maintain a list of those businesses that have identified themselves as Section 3 businesses for utilization in TxCDBG funded procurements, notify those businesses of pending contractual opportunities, and make this list available for general Grant Recipient procurement needs.
- E. Maintain a list of those persons who have identified themselves as Section 3 residents and contact those persons when hiring/training opportunities are available through either the Grant Recipient or contractors.
- F. Require that all Prime contractors and subcontractors with contracts over \$100,000 commit to this plan as part of their contract work. Monitor the contractors' performance with respect to meeting Section 3 requirements and require that they submit reports as may be required by HUD or TDA to the Grant Recipient.
- G. Submit reports as required by HUD or TDA regarding contracting with Section 3 businesses and/or employment as they occur; and submit reports within 20 days of calendar year end which identify and quantify Section 3 businesses and employees.
- H. Maintain records, including copies of correspondence, memoranda, etc., which document all actions taken to comply with Section 3 regulations.

As officers and representatives of the COUNTY OF POLK, TEXAS we the undersigned have read and fully agree to this plan, and become a party to the full implementation of this program.

  
Signature

COUNTY JUDGE  
Title

8/25/2015  
Date

  
Signature

COUNTY CLERK  
Title

8/25/2015  
Date



## SECTION 504 RESOLUTION

**WHEREAS**, it is hereby declared that the County of Polk, Texas establish a local Section 504 Grievance Procedures; and

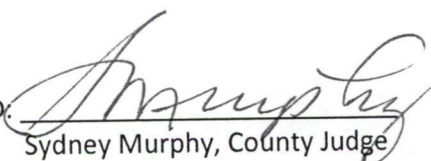
**WHEREAS**, it further declared that establishment of such procedures requires the designation of a Coordinator; and

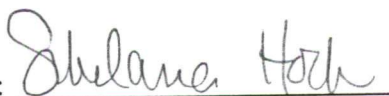
**WHEREAS**, it is the intent of the County of Polk to investigate complaints alleging discrimination by reason of disability.

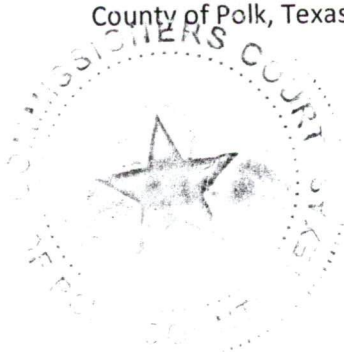
**NOW, THEREFOR, BE IT RESOLVED BY THE COUNTY COMMISSIONERS COURT OF THE COUNTY OF POLK, TEXAS:**

1. That the County adopt the attached Section 504 Grievance Procedures.
2. That the County Court designates the County Judge as the Section 504 Coordinator
3. That the County directs the Coordinator to receive and investigate complaints alleging discrimination by reason of disability.

PASSED AND APPROVED THIS 25<sup>th</sup> DAY OF AUGUST 2015 BY THE COUNTY COMMISSIONERS COURT OF POLK, TEXAS.

SIGNED:   
Sydney Murphy, County Judge  
County of Polk, Texas

ATTEST:   
Schelana Hock, County Clerk  
County of Polk, Texas



**Section 504 Grievance Procedure**

The **County of Polk, Texas** has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the U.S. Department of Housing and Urban Development regulations (24 CFR 8.4(a) implementing Section 504 of the Rehabilitation Act of 1973 as amended (29 USC 794)). Section 504 states, in part that, "No otherwise qualified handicapped individual shall, solely by reason of his handicap, be excluded from the participation in, denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance..."

Complaints should be addressed to: **Sydney Murphy, County Judge, Polk County Court House, 101 West Church Street, Suite 300, Livingston, Texas 77351 Phone 936-327-6813** who has been designated to coordinate Section 504 compliance efforts.

A complaint should be filed in writing or verbally, contain the name and address of the person filing it, and briefly describe the alleged violation of the regulations.

A complaint should be filed within ten (10) working days after the complainant becomes aware of the alleged violation. (Processing of allegations of discrimination occurring before this grievance procedure was in place will be considered on a case-by-case basis).

An investigation, as may be appropriate, shall follow a filing of a complaint. The investigation will be conducted by **Sydney Murphy, County Judge**. Informal but thorough investigations will afford all interested persons and their representatives, if any, an opportunity to submit evidence relevant to a complaint.

A written determination as to the validity of the complaint and description of resolution, if any, shall be issued by **Sydney Murphy, County Judge** and a copy forwarded to the complainant no later than ten (10) working days after its filing.

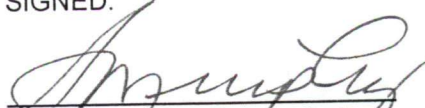
The Section 504 coordinator shall maintain the files and records of the **County of Polk, Texas** relating to the complaints files.

The complainant can request a reconsideration of the case in instances where he or she is dissatisfied with the resolution. The request for reconsideration should be made within ten working days to the **County of Polk, Texas**.

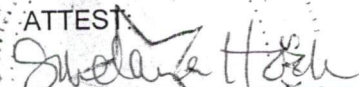
The right of a person to a prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the U.S. Department of Housing and Urban Development. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies.

These rules shall be construed to protect the substantive rights of interested persons, to meet appropriate due process standards and assure that the **County of Polk, Texas** complies with Section 504 and HUD regulations.

SIGNED:

  
Sydney Murphy, County Judge

Date: 8/25/2015

ATTEST  
  
Schelana Hock, County Clerk