



Community Business Development Partners
MILWAUKEE COUNTY

RICK NORRIS, PE • Director, DBE Liaison Officer, ACDBE Liaison Officer

INTER-OFFICE COMMUNICATION

DATE: May 12, 2015

TO: Supervisor Marina Dimitrijevic, Chair, Milwaukee County Board of Supervisors
Supervisor Patricia Jursik, Chair, Economic and Community Development Committee
Supervisor Michael Mayo, Sr., Chair, Transportation, Public Works and Transit Committee

FROM: Rick Norris, PE, Director, Community Business Development Partners

SUBJECT: **DBE Wavier Report for April 2015**

DIRECTIVE

At the request of the Committee on Economic and Community Development, the Community Business Development Partners Department (CBDP) provides a monthly update on the Disadvantaged Business Enterprise (DBE) utilization waivers requested by, and granted to, Milwaukee County departments/divisions.

BACKGROUND

CBDP is responsible for designing, implementing, monitoring and enforcing Milwaukee County's DBE Program in order to maintain compliance with Federal Regulations and Milwaukee County Ordinances. Implementation of the Program includes assignment of participation goals on, both, Federal and County funded contracts, as well as monitoring and enforcing compliance of these contracts. Participation goals may only be established on contracts where opportunities exist for ready, willing and able certified firms to perform commercially useful functions related to the satisfaction of those contracts.

In 1999, the United States Department of Transportation (USDOT) implemented DBE Program rules with seven (7) key objectives directed at creating a level playing field on which certified firms could compete fairly for USDOT-assisted contracts. This legislation, 49 CFR Parts 23 and 26, requires all recipients of USDOT funds to establish and maintain a DBE program that, not only, complies with the intent and language of the legislation, but that has also been reviewed and approved by USDOT. As a result of public and private stakeholder input, Milwaukee County determined and approved, by action of the County Executive and the full County Board, to establish and maintain a program based upon the Federal DBE Program rules and standards for all of its contracts. This action designed to ensure the same level of commitment and consistency in approach to the facilitation of small business involvement when and where appropriate has been enacted in Chapter 42 of the Milwaukee County Code of General Ordinances.

Milwaukee County is required to provide and establish contract opportunities for certified firms on its projects based upon the number of ready, willing and able firms certified to perform within the scope(s) of each of these projects. Only firms certified through Wisconsin's Unified Certification Program (UCP), a consortium of over 24 municipalities and agencies throughout the State, count as ready, willing and able firms for this purpose. Four of the UCP members serve as certifying partners for the consortium, Milwaukee County, WisDOT, Dane County, and the City of Madison. Milwaukee County has the responsibility of verifying and maintaining the certification status of 361 of the 828 currently certified firms throughout the State, while processing all new applications for DBE certification.

WAIVER REQUESTS

When CBDP receives a waiver request from a department/division, staff thoroughly reviews it and available supporting documentation before rendering a determination. The Director may require staff to gather more comprehensive information or to provide more detailed clarification regarding any identified issues prior to issuing a determination.

WAIVER REPORT SUMMARY

The figures below include Professional & Management Service and Capital Improvement/Maintenance contracts awarded during January 2015. This report does not include contracts awarded by the Procurement Division of the Department of Administrative Services processes under Chapter 32. Please see the attachment for waivers requested as broken out by owner department, contractor/consultant awarded, scope of services rendered, total contract amounts, and reason for approval.

Total Contracted Dollars for Period	\$ 2,434,545
Total Contracted Dollars w/o DBE Participation	\$ 675,312
Percentage of Contracts w/o DBE Participation	27.74%
Total Contracted Dollars w/ Waiver Approval	\$245,630
Percentage of Contracts w/ Waiver Approval	10.09%
Total Contracted Dollars w/o Waiver Approval	\$ 0
Percentage of Contracts w/o Waiver Approval	0.0%


It is also important to note that the Milwaukee County Code of General Ordinances exempts various contracts from DBE participation consideration review for services such as those used for the purpose of securing credit rating services related to debt issuance and administration. These exemptions appear as Chapter 56.30(2)(a) and 56.30(10)(a).

Total Contracted Dollars for Period	\$ 2,434,545
Total Exempted Contract Dollars	\$ 429,682
Percentage of Exempted Contracts for Period	17.65%

RECOMMENDATION

CBDP prepared this informational report, and recommends that it be received and filed, as such.

Approved by:



Rick Norris, PE
Director, CBDP

CC: Chris Abele, Milwaukee County Executive

Monthly Waiver Report for April 2015

Prepared by the Department of Community Business Development Partners

Director's Report

¹ These contracts are exempted from Disadvantaged Business Enterprise participation review within the guidelines of Code of General Ordinance Chapter 56.30(2)(a). Not included in the waiver calculations.

² Waivers approved by CBDP; within guidelines of Code of General Ordinances

³ Contracts issued by Departments in violation of the Code of General Ordinances; CBDP is made aware of these projects when Accounts Payable forwards new contract information.

⁴ Total does not include Procurement Division Figures

Total Contract \$ Amount for Period ⁴	\$ 2,434,545
Total Contract \$ Amount w/o DBE Participation for Period	\$ 675,312
Percentage w/o DBE Participation	27.74%
Total Approved Waiver \$ Amount ²	\$ 245,630
Percentage Waived ²	10.09%
Total Unapproved Waiver \$ Amount ³	\$ -
Percentage w/o Waiver Approval ³	0.00%
Total Exempted \$ Amount	\$ 429,682
Percentage Exempted from Waiver Calculations	17.65%

REPORTING Ending PERIOD	April 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
Corporation Counsel	Hinshaw & Culbertson, LLP	To provide legal services to BHD regarding obtaining a pharmacy license	Specialized Service	\$ 5,000.00	\$ -	
District Attorney	Craig Schoenedker, M.D., of Associates in Psychiatry and the Law, LLC	Evaluation of Robert D. Monroe to determine whether he is or is not responsible for the conduct alleged in case # 14CF002625	Specialized Service		\$ 3,400.00	
DOT - Airports	Mead & Hunt	GMA - Runway 7R Delce Pad Project Construction Management	Annual Consultant		\$ 46,766.86	
Parks	Vincent Schmit	Agricultural Lease	Specialized Service	\$ 1,530.00	\$ 1,530.00	
	Fred Wobick	To lease land	Specialized Service	\$ 613.00	\$ -	
	Growing Power, Inc.	To lease land	Specialized Service	\$ 1,720.00	\$ -	
	Robert Petzold	To lease land	Specialized Service	\$ 4,157.00	\$ -	
DAS-Facilities Management	CBRE Global Corporate Services	Courthouse improvements consulting	Specialized Service		\$ 97,500.00	
	Honeywell Inc. Building Solutions	To provide equipment and fire protection service maintenance for the Criminal Justice Facility	Specialized Service		\$ 36,433.40	
DHHS-DSD	Curative Advocates IDAP	Community Advocates staff to run the IDAP Recovery program	Specialized Service	\$ 30,000.00	\$ -	
Clerk of Circuit Court	Meta House	To serve as the Family Drug Treatment Court (FDTC) Peer Mentor	Specialized Service	\$ 1,110.00	\$ -	
Child Support	Center for Self Sufficiency	Pathways to responsible fatherhood grant for vital job training	Specialized Service	\$ 54,250.00	\$ -	
DHHS-Housing	Movin' Out, Inc.	To utilize HOME funds to assist households with members with a disability to purchase homes in Milwaukee County	Specialized Service	\$ 208,000.00	\$ -	
Zoo	Ala Carte Simma's Bakery	Food Service	Specialized Service		\$ -	
	Ala Carte Thunder Bay	Food Service	Specialized Service		\$ -	
	Ala Carte Hue Vietnamese Restaurant	Food Service	Specialized Service		\$ -	
	Ala Carte Jakes Deli	Food Service	Specialized Service		\$ -	
	Ala Carte Saz's	Food Service	Specialized Service		\$ -	
	Ala Carte Miss Beverly's Deluxe Barbeque	Food Service	Specialized Service		\$ -	
DAS Economic Development/MCAMLIS	GRW, Inc.	Update predefined transportation corridors	Specialized Service	\$ 6,800.00	\$ -	
BHD	Hochstatter, McCarthy, Rivas & Runde	To provide legal assistance to the BHD regarding compliance with immigration laws concerning foreign born psychiatrists	Specialized Service		\$ 40,000.00	
	NAMI of Greater Milwaukee	NAMI provides advocacy services to individuals who are struggling with mental illness and their families	Specialized Service	\$ 30,000.00	\$ -	
Dept. of Administrative Services	Reinvention, LLC	To provide training for current continuous improvement project manager	Specialized Service	\$ 9,725.00	\$ -	
Office of Emergency Management	ERI International Inc.	To assist the County with consulting services and support staff	Specialized Service		\$ 20,000.00	
House of Corrections	Mitchell Investment Props II	To provide space for the HOC Day Reporting Center	Specialized Service	\$ 76,777.00	\$ -	
Grand Total				\$ 429,682.00	\$ 245,630.26	

DASHBOARD

