



Community Business Development Partners

MILWAUKEE COUNTY

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

INTER-OFFICE COMMUNICATION

DATE: December 23, 2015

TO: Supervisor Theodore Lipscomb Sr., Chair, Milwaukee County Board of Supervisors
Supervisor Steve Taylor, 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 November 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.

DEFINITIONS AND NOVEMBER 2015 Waiver and Exemption Explanations:

Waivers: A contract is granted a waiver for the following reasons:

1. A contract is awarded to a nonprofit organization, providing that the nonprofit organization is self-performing the scope of services. In circumstances where all or a portion of the work is performed by others, CBDP will seek to obtain DBE participation when practical.
2. The contract is awarded to another government agency. Agreements with government agencies will fall under the category of Exemption.
3. Contracts under \$10,000
4. When the scope of services cannot be divided in a way that is practical and does not compromise the integrity of the project. The contract might create a financial hardship for the DBE firm, or increases the liability of both the DBE firm and Prime firm.
5. The lack of DBE firms available to perform the scope of services.
6. A DBE firm might elect not to participate. Some of the reasons for the lack of interest would be financial or availability.



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Exemption: A contract is granted an exemption for the reasons:

1. *Contract* awarded to another governmental agency.
2. Transactions where Milwaukee County is receiving revenues related to leases, rental, donations, etc.
3. Nonprofit organizations that self-perform the work. Example, Community Advocates, universities, etc.
4. Contracts under \$10,000
5. Agreements where no money is exchanged. For example, an organization adopts a playground and use private funding to maintain the grounds.

November 2015 Waiver and Exemption explanations:

1. Major of the waivers and exemptions for November are related to contracts with non for profits organizations and intergovernmental agreements.

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

Total Contracted Dollars for Period	\$ 20,807,949
Total Contracted Dollars w/o DBE Participation	\$ 14,903,956
Percentage of Contracts w/o DBE Participation	71.63%
Total Contracted Dollars w/ Waiver Approval	\$6,780,530
Percentage of Contracts w/ Waiver Approval	32.59%
Total Contracted Dollars w/o Waiver Approval	\$ 0.00
Percentage of Contracts w/o Waiver Approval	0.00%



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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	\$ 20,807,949
Total Exempted Contract Dollars	\$8,123,426
Percentage of Exempted Contracts for Period	39.04%

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

Approved by:

Rick Norris
Rick Norris, PE
Director, CBDP

CC: Chris Abele, Milwaukee County Executive

Monthly Waiver Report for November 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	\$ 20,807,949
Total Contract \$ Amount w/o DBE Participation for Period	\$ 14,903,956
Percentage w/o DBE Participation	71.63%
Total Approved Waiver \$ Amount ²	\$ 6,780,530
Percentage Waived ²	32.59%
Total Unapproved Waiver \$ Amount ³	\$ -
Percentage w/o Waiver Approval ³	0.00%
Total Exempted \$ Amount	\$ 8,123,426
Percentage Exempted from Waiver Calculations	39.04%

REPORTING Ending PERIOD	November 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
Comptroller	2015 performance contracting lease for energy savings contractors	HLFB, Inc	Specialty Service	\$ -	\$ 465,282.11	
		Chase Equipment Finance	Specialty Service	\$ 289,025.56		
	Professional services related to post audit review of the 2015A Corporate Purpose & 2015B Corporate Purpose Refu	Baker Tilly Virchow Krause, LLP	Exempted	\$ 3,300.00		
Parks	Cull the deer herd in Whitnall Park, especially Boerner Botanical & Wehr Nature	Wildlife Management Services	Less than \$10,000	\$ 2,510.00		
Medical Examiner	Part-time forensic laboratory oversight as per National Association of Medical Examiner's accrediting guidelines	Randal J Schneider, LLC	Specialty Service	\$ -	\$ 18,750.00	
DHHS	Training on the Baldrige method of strategic planning & service provision	Reinvention, LLC	Specialty Service	\$ -	\$ 19,700.00	
DAS - Economic Development	Provide market analysis, property valuation and appraisal services for County-owned land & properties	Lauenstein & Associates	Specialty Service	\$ -	\$ 10,000.00	
	Appraisal to determine unencumbered fair market value for the land that makes up the MRMC Campus	The Nicholson Group	Specialty Service	\$ -	\$ 21,000.00	
Emergency Management	Table Top exercise of Crude-by-Rail Emergency Response Plan	EPTEC, Inc	Specialty Service	\$ 3,812.55		
DHHS - Delinquency & Courts	Amendment to increase the capacity of Level II to include 15 more youth	Southwest Key Programs	Not-for-Profit	\$ 64,004.00		
DHHS - BHD	Risk assessment & consultation for a specific BHD patient(s) upon referral by CMO	Christopher T Tyre, PhD	Specialty Service	\$ 7,500.00		
DAS - FM - A&E	Grounds - SA - Telemetry & Instrumentation Service Agreement	Gregg Martin Instrumentation, LLC	< \$10,000 Service Agreement	\$ 4,110.00		
	Zoo - SA - Penguin Chiller Service Work	Zien Mechanical	< \$10,000 Service Agreement	\$ 3,810.00	\$ -	
DHHS - Housing	Case Management for Chronically Homeless	MCFI dba Whole Health Clinical Group	Not-for-Profit	\$ 4,583.00		
	2013 CDBG Sub-Recipient - home repair	Rebuilding Together Greater Milwaukee	Not-for-Profit	\$ 40,681.49		
	2015 CDBG Sub-Recipient - Dan Jansen Park Playground Improvement Project	City of Greenfield	Interagency Cooperation	\$ 73,192.00		
	2015 CDBG Sub-Recipient - Code compliance officer	City of St. Francis	Interagency Cooperation	\$ 6,069.00		
	2015 CDBG Sub-Recipient - Foreclosure Mediation	Legal Aid Society of Milwaukee	Not-for-Profit	\$ 26,401.00		
	2015 CDBG Sub-Recipient - Senior citizen program supervisor	City of Greenfield	Interagency Cooperation	\$ 17,055.00		
	2015 CDBG Sub-Recipient - Property maintenance program	City of Cudahy	Interagency Cooperation	\$ 9,891.00		
	Case Management for Chronically Homeless - Amendment 1	Community Advocates	Not-for-Profit	\$ -	\$ 36,667.00	
		Guest House	Not-for-Profit	\$ -	\$ 36,667.00	
Aging	Elderly services for 2016 - Benefit specialist / legal services	Legal Action of Wisconsin, Inc	Not-for-Profit	\$ -	\$ 398,501.00	
	Elderly services for 2016 - Specialized elderly transportation	Transit Express, Inc	Specialty Service	\$ -	\$ 1,381,764.00	
	Elderly services for 2016 - Senior center programming	United Community Center	Not-for-Profit	\$ -	\$ 373,189.00	
	Elderly services for 2016 - Senior center programming @ various locations	Interfaith Older Adult Programs	Not-for-Profit	\$ -	\$ 1,322,867.00	
	Elderly services for 2016 - Alzheimer's direct services	Interfaith Older Adult Programs	Not-for-Profit	\$ -	\$ 472,158.00	
	Elderly services for 2016 - Neighborhood services coordination	Interfaith Older Adult Programs	Not-for-Profit	\$ -	\$ 271,232.00	
	Elderly services for 2016 - Nutrition site supervision	Goodwill Industries of SE WI	Not-for-Profit	\$ -	\$ 360,000.00	
		Interfaith Older Adult Programs	Not-for-Profit	\$ -	\$ 180,000.00	
	Elderly services for 2016 - Case management & meal delivery	Goodwill Industries of SE WI	Not-for-Profit	\$ -	\$ 1,082,903.00	
Child Support Enforcement	Pathways to Responsible Fatherhood grant services extension	Community Advocates	Not-for-Profit	\$ 97,891.31		
		Center for Self-Sufficiency	Not-for-Profit	\$ 54,250.00		
		My Father's House	Not-for-Profit	\$ 28,000.00		
		Alma Center	Not-for-Profit	\$ 1,650.00		
	2015-20 New Pathways for Fathers & Families grant	Community Advocates	Not-for-Profit	\$ 625,000.00		
		United Migrant Opportunity Service / UMOS	Not-for-Profit	\$ 425,000.00		
		Center for Self-Sufficiency	Not-for-Profit	\$ 500,000.00		
		Alma Center	Not-for-Profit	\$ 50,000.00		
		AMTC & Associates	Not-for-Profit	\$ 1,091,761.00		
		Centro Legal	Not-for-Profit	\$ 250,000.00		
		Compel Milwaukee aka Compel Them to Come, Inc	Not-for-Profit	\$ 625,000.00		
		Milwaukee Area Workforce Investment Board	Not-for-Profit	\$ 460,690.00		
		Milwaukee Fatherhood Initiative, div of HACM	Not-for-Profit	\$ 375,000.00		
		My Father's House, Inc	Not-for-Profit	\$ 1,900,000.00		
		Next Door Foundation	Not-for-Profit	\$ 125,000.00		
		Northcott Neighborhood House, Inc	Not-for-Profit	\$ 125,000.00		
		Social Development Commission / SDC	Not-for-Profit	\$ 125,000.00		
		UW-Milwaukee	Not-for-Profit	\$ 458,239.00		
		Wisconsin Community Services / WCS	Not-for-Profit	\$ 125,000.00		
		Wisconsin Regional Training Partnership / WRTP	Not-for-Profit	\$ 125,000.00		
ZOO	Bugs Summer special exhibit	Billings Productions, Inc	Specialty Service	\$ -	\$ 249,850.00	
DAS - CBO	EMS communication services between MC & FMLH	Froedtert Memorial Lutheran Hospital	Not-for-Profit	\$ -	\$ 80,000.00	
Grand Total				\$ 8,123,425.91	\$ 6,780,530.11	

DASHBOARD

