



Community Business Development Partners

# MILWAUKEE COUNTY

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

## INTER-OFFICE COMMUNICATION

DATE: April 16, 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 February 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.

<b>Total Contracted Dollars for Period</b>	<b>\$ 9,580,573</b>
<b>Total Contracted Dollars w/o DBE Participation</b>	<b>\$ 5,799,062</b>
<b>Percentage of Contracts w/o DBE Participation</b>	<b>60.53%</b>
<b>Total Contracted Dollars w/ Waiver Approval</b>	<b>\$1,292,552</b>
<b>Percentage of Contracts w/ Waiver Approval</b>	<b>13.49%</b>
<b>Total Contracted Dollars w/o Waiver Approval</b>	<b>\$ 0</b>
<b>Percentage of Contracts w/o Waiver Approval</b>	<b>0.0%</b>

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).

<b>Total Contracted Dollars for Period</b>	<b>\$ 9,580,573</b>
<b>Total Exempted Contract Dollars</b>	<b>\$ 4,506,510</b>
<b>Percentage of Exempted Contracts for Period</b>	<b>47.04%</b>

## 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 February 2015

Prepared by the Department of Community Business Development Partners

Director's Report

<sup>1</sup> 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.

<sup>2</sup> Waivers approved by CBDP; within guidelines of Code of General Ordinances

<sup>3</sup> 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.

<sup>4</sup> Total does not include Procurement Division Figures

REPORTING Ending PERIOD	February 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
Comptroller	Baker Tilly Virchow Krause, LLP	Conduct an assessment of Milwaukee County's Risk Management Program	Per Chapter 56.30(2)(a)		\$ 35,000.00	
Dept. on Aging	Prospect Congregate Housing, Inc.	Nutrition Site Supervision Service	Specialized Service	\$ 20,000.00		
District Attorney	Peregrine Corporation	Amendment to the 2014 contract in the investigation of Dontre Hamilton	Specialized Service		\$ 12,695.08	
	Behavioral Consultants	DA's office retained Dr. Deborah Collins in State v. Melvin Jones case	Specialized Service		\$ 1,845.00	
Medical Examiner	Medical College of Wisconsin Pathology Dept.	Provide autopsy support through a forensic training program sponored by the MCW	Specialized Service		\$ 44,150.00	
DHHS-DSD	Dungarvin	Crisis Resource Services	Specialized Service	\$ 500,000.00		
DHHS	Community Advocates	Wisconsin Home Energy Assistance Program-Amendment #1 for crisis services	Specialized Service	\$ 750,642.22		
	Social Development Commission Community Relations	Wisconsin Home Energy Assistance Program-Amendment #1 for crisis services	Specialized Service	\$ 1,390,467.58		
Delinquency & Courts	New Horizon Center, Inc.	Supervised residential program	Specialized Service	\$ 617,954.00		
Child Support	AMTC & Associates	Pathways to responsible fatherhood grant for vital job training	Specialized Service		\$ 55,100.00	
	Compel Milwaukee aka Compel Them to Come Inc.	Pathways to responsible fatherhood grant for vital job training	Specialized Service		\$ 86,295.00	
Dept. of Transportation	Johnson Controls Inc.	To provide weekly preventative maintenance check services and on-call emergency service	Specialized Service/approved by Board in 2013		\$ 181,610.00	
Combined Court Operations	Legal Aid Society	To provide legal representation consisting of guardian ad litem services	Specialized Service	\$ 227,410.52		
DHHS-Housing	United Methodist Childrens Services	To provide supportive living services to individuals and families in need of housing	Specialized Service	\$ 20,000.00		
Zoo	Mold-A-Rama, Inc.	Mold-A-Rama revenue share	Specialized Service		\$ 103,107.00	
	World Bird Sanctuary	Bird show at Milwaukee County Zoo	Specialized Service		\$ 359,000.00	
	Sky Zoo of Wisconsin, LLC	Skyglider, revenue share-operate skyglider ride at Zoo	Specialized Service		\$ 110,000.00	
	JK Rentals, Inc.	To provide exclusive tenting and rental services	Specialized Service		\$ 15,000.00	
	Southeastern Wisconsin Regional Planning Commission	SEWRPC will provide quality control and payment services to the County with respect to Orthophotagraphy acquisition	Specialized Service		\$ 121,950.00	
	IMPACT Alcohol & Other Drug Abuse Services, Inc.	To provide answering and on call services for MCDFC based on hours outside of standard hours to include nights, weekends & holidays	Specialized Service		\$ 4,800.00	
	Medical College of Wisconsin	To provide medical director services to Family Care	Specialized Service		\$ 100,000.00	
Pretrial Services	Wisconsin Community Services, Inc.	Pretrial repeat intoxicated driver intervention program, drug testing and use of 37 SCRAM units	Specialized Service	\$ 603,099.00		
	Core Correctional Solutions, LLC	To provide an evaluation of the Milwaukee County Adult Drug Treatment Court program	Specialized Service	\$ 17,000.00		
DAS-Office for Persons with Disabilities	Various interpreters	To provide sign language interpreters to citizens who are deaf/hard of hearing	Specialized Service	\$ 20,000.00		
	Easter Seals Southeastern Wisconsin	To provide inclusive and center based recreation programs for people with disabilities	Specialized Service	\$ 339,937.00		
Government Affairs	Stafford Rosenbaum, LLP	Lobbying services for the County Board	Specialized Service		\$ 62,000.00	
Grand Total				\$ 4,506,510.32	\$ 1,292,552.08	

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Total Contract \$ Amount for Period <sup>4</sup>	\$ 9,580,573
Total Contract \$ Amount w/o DBE Participation for Period	\$ 5,799,062
Percentage w/o DBE Participation	60.53%
Total Approved Waiver \$ Amount <sup>2</sup>	\$ 1,292,552
Percentage Waived <sup>2</sup>	13.49%
Total Unapproved Waiver \$ Amount <sup>3</sup>	\$ -
Percentage w/o Waiver Approval <sup>3</sup>	0.00%
Total Exempted \$ Amount	\$ 4,506,510
Percentage Exempted from Waiver Calculations	47.04%



DASHBOARD

