

MILWAUKEE COUNTY
INTEROFFICE COMMUNICATION
COMMUNITY BUSINESS DEVELOPMENT PARTNERS

DATE: January 24, 2011

TO: Michael Mayo Sr, Supervisor & Chairman, Milwaukee County Board
Supervisor Theodore A. Lipscomb, Vice Chairman, Economic & Community
Development and Committee Members

FROM: Freida Webb, Director
Community Business Development Partners

SUBJECT: Community Business Development Partners
Monthly Waiver Report, November 2010
Informational Only

DIRECTIVE:

The Office of Community Business Development Partners (CBDP) at the request of Committee on Economic & Community Development submits a monthly update on waivers requested and granted to various Milwaukee County Departments and Divisions that come through the CBDP office.

For the purpose of this report, waivers are contracts that have no disadvantaged business enterprise (DBE) participation. CBDP does not always have the benefit of receiving and or reviewing all contracts prior to services being engaged. This has been noted in this report, (“**Contracts without CBDP Review**”). Other such contracts only come to our attention via form 1684 from the Department of Administrative Services, (DAS) Accounts Payable Section. Subsequently we do not know, in all cases prior to contract signing the status of DBE participation and if not are provided an opportunity to assist for DBE participation. Any and all waived contracts are shared and reviewed with Board Chairman Holloway before any approved waiver is granted.

BACKGROUND

The Office of Community Business Development Partners is responsible for implementing Federal and Milwaukee County DBE regulations. Implementation of the regulations includes establishing DBE goals on both Federal and County funded contracts, as well as monitoring the DBE compliance of departments. DBE goals are

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established based on Federal and County contracts where there are **“ready, willing and able” DBE firms available for contracting and or subcontracting opportunities.**

In the past, Milwaukee County measured participation by M/WBE standards; however, since January 2001, the County federalized its DBE Program to comply with 49 CFR 26. According to certification standards, the term "DBE" means a small business concern known as a Disadvantaged Business Enterprise (DBE) firm owned at least 51% by socially and economically disadvantaged individuals. Certain minority males and all women are presumed to be disadvantaged. Other individuals, including white males, may be certified if they demonstrate a preponderance of the evidence that they are indeed **socially and economically disadvantaged**. In addition each individual or firm must demonstrate their business size and personal net worth do not exceed the economic guidelines as well.

When the CBDP office receives a waiver request from a department, it is first reviewed by the department then forwarded to the County Board Chairman with a recommendation to either grant or deny the request. The Chairman may request CBDP gather more information to provide clarification regarding issues such as: 1) Is there anything else that can be done, directly or indirectly to include DBEs; 2) If DBE participation is not possible, is there a way to improve equal employment opportunity representation (i.e., employee diversity); and or 3) Can DBE participation be included for this company in other areas not related to this project.

In summary County Board Chairman Lee Holloway always make sure that additional steps have been taken to assure maximum DBE participation, or if not direct then “indirect” DBE participation. When and if all else fails the prime contractors must submit documentation to prove their Good Faith Efforts (GFE) which CBDP must then review to determine if it should be approved.

Disadvantaged Business Enterprise Goals are as follows:

Construction	25%
Time & Material (Construction)	25%
Professional Services	17%
Professional Services	
Construction Related	25%
Purchase of Service Agreements	17%

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Waiver Report Summary

Based upon the above the Milwaukee Community Business Development Partners (CBDP), Disadvantaged Business Enterprise (DBE) Waiver Report for October 2010 is as follows per attachment "A"

Total Contract \$ Amount for November 2010	\$1,991,096.44
Total Approved Waved \$Amount	\$439,744.97
Total Unapproved Waved \$ Amount	00.00
Percentage Waved	22.09%

Prepared by:

Keith Garland,
CPBD Contract Compliance Manager

Mildred Hyde-Demoze,
Manager Certification Section

Approved by:

Freida Webb, Director

Freida Webb, Director

November 2010
Waiver Report

DEPARTMENT	Consultants /Contractors	SCOPE OF SERVICES	CONTRACT AMOUNT	APPROVAL REASON
CBDP approved wavers ¹				
DAS-Fiscal Affairs	Moodys Investors Service	GMIA Revenue/Refunding Bonds 2010C and 2010D	\$42,300.00	Approved Waiver-Financial Services
DAS-Fiscal Affairs	Chase Equipment Leasing Inc.	Lease payments for Honeywell, Ameresco, John. Contr.	\$289,025.56	Approved Waiver-Financial Services
DAS-Fiscal Affairs	U.S. Bank	Debt Service for Revenue Bonds 2004A and 2000A	\$2,574.38	Approved Waiver-Financial Services
DAS-Fiscal Affairs	Baker Tilly Virchow Krause	Issuance of Bonds:2010C,2010D 2010A and 2010B	\$5,600.00	Approved Waiver-Financial Services
DAS-Fiscal Affairs	U.S. Bank	Debt Service Bonds: 2000A,2007A,2006B,2007A/B	\$5,500.00	Approved Waiver-Financial Services
DAS-Fiscal Affairs	Baker Tilly Virchow Krause	Final Bill for autit compliance	\$1,100.00	Approved Waiver-Financial Services
DAS-Fiscal Affairs	Public Financial Management	GMIA Revenue/Refunding Bonds 2010A and 2010B	\$93,645.03	Approved Waiver-Financial Services

Contracts issued without CBDP review ²



Total Contract \$ Amount for November	\$1,991,096.44
Total Approved Waiver \$ Amount	\$439,744.97
Total Unapproved Waiver \$ Amount	\$0.00
Percentage Waived	22.09%

¹ Wavers approved by CBDP Department with County Board Chairman's Approval

² Contracts issued without DBE goals by departments without CDBP review or approval. CDBP is only made aware of these projects when accounts payable department forwards new contact information to CDBP