



Community Business Development Partners
MILWAUKEE COUNTY

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

INTER-OFFICE COMMUNICATION

DATE: June 18, 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 May 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	\$ 6,921,462
Total Contracted Dollars w/o DBE Participation	\$ 4,630,128
Percentage of Contracts w/o DBE Participation	66.90%
Total Contracted Dollars w/ Waiver Approval	\$1,715,618
Percentage of Contracts w/ Waiver Approval	24.79%
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	\$ 6,921,462
Total Exempted Contract Dollars	\$ 2,914,510
Percentage of Exempted Contracts for Period	42.11%

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 May 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	\$ 6,921,462
Total Contract \$ Amount w/o DBE Participation for Period	\$ 4,630,128
Percentage w/o DBE Participation	66.90%
Total Approved Waiver \$ Amount ²	\$ 1,715,618
Percentage Waived ²	24.79%
Total Unapproved Waiver \$ Amount ³	\$ -
Percentage w/o Waiver Approval ³	0.00%
Total Exempted \$ Amount	\$ 2,914,510
Percentage Exempted from Waiver Calculations	42.11%

REPORTING Ending PERIOD	May 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
District Attorney	Medical College of Wisconsin Dept. of Pediatrics Lynn K. Sheets MD	To review all relevant records for David Allen Jr for the cause of his death	Specialized service	\$ -	\$ 6,000.00	
DOT - Airports	Pre-Emergency Planning, LLC	GMIA - Assist Airport in organizing and preparing for emergency situations	Annual Consultant Utilization	\$ -	\$ 9,921.40	
Parks	Cupol Enterprises, LLC	Food services	Specialized service	\$ -	\$ 4,000.00	
Medical Examiner	Lake Country Pathologists	Part-time forensic laboratory oversight as per National Association of Medical Examiner's accrediting guidelines	Specialized service	\$ -	\$ 6,250.00	
Clerk of Circuit Court	IMPACT Planning Council	To serve as the evaluator of the Family Drug Treatment Court	Specialized service	\$ 10,600.00		
Delinquency & Courts	Meta House	AODA prevention	Specialized service	\$ 36,705.00		
Child Support	United Migrant Opportunity Services, Inc.	Pathways to responsible fatherhood grant for vital job training	Specialized service	\$ 60,000.00		
Zoo	Billings Production Inc.	Dinosaur Exhibit	Specialized service	\$ -	\$ 315,000.00	
	Ala Carte Three Lions Pub	Food Service	Specialized service	\$ -	\$ 4,000.00	
	Patch 22	Pony rides	Specialized service	\$ -	\$ 4,000.00	
BHD	Families United of Milwaukee	To support and advocate for families enrolled in Wraparound Milwaukee	Specialized service	\$ 525,000.00		
	Wisconsin Council on Children & Families	Program evaluations, information technology/management information services, clinical support and other training services	Specialized service	\$ -	\$ 649,623.00	
	LaCausa, Inc.	CLASP offers extended support and treatment to support consumer's recovery	Specialized service	\$ 1,613,032.00		
	Wisconsin Community Services, Inc.	AODA intake services in MC Wiser Choice program - 211 information line	Specialized service	\$ 56,549.00		
	Von Briesen and Roper	Legal services	Specialized service	\$ -	\$ 5,000.00	
	Pharmacy Systems, Inc.	Month to month contract for providing pharmaceutical services to BHD	Specialized service	\$ -	\$ 705,746.00	
DAS - Facilities	Giles Engineering	College Pond Liner Testing	Annual Consultant Utilization	\$ -	\$ 999.00	
	Graef - USA	MPM Structural Investigatioin	Annual Consultant Utilization	\$ -	\$ 15,000.00	
DAS - ED/MCAMLIS	Southeastern Wisconsin Regional Planning Commission	Quality control and payment services to County with respect to the deliverables related to the Orthophotography	Specialized service	\$ 121,950.00		
Emergency Management	Milwaukee Police Department	To provide police services to handle wireless 911 emergency cellular calls within the City of Milwaukee	Specialized service	\$ 481,705.00		
	C.D.X. Wireless Inc.	Milwaukee County's portion of Waukesha County RFP#1235	Specialized service	\$ 8,968.84		
Grand Total				\$ 2,914,509.84	\$ 1,725,539.40	

DASHBOARD

