



Community Business Development Partners

MILWAUKEE COUNTY

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

INTER-OFFICE COMMUNICATION

DATE: August 10, 2015

TO: Supervisor Theodore Lipscomb Sr., 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 June 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	\$ 8,035,189
Total Contracted Dollars w/o DBE Participation	\$ 3,578,194
Percentage of Contracts w/o DBE Participation	44.53%
Total Contracted Dollars w/ Waiver Approval	\$2,236,438
Percentage of Contracts w/ Waiver Approval	27.83%
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	\$ 8,035,189
Total Exempted Contract Dollars	\$ 1,341,755
Percentage of Exempted Contracts for Period	16.70%

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 June 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 \$ 8,035,189

Total Contract \$ Amount w/o DBE Participation for Period \$ 3,578,194

Percentage w/o DBE Participation 44.53%

Total Approved Waiver \$ Amount ² \$ 2,236,438

Percentage Waived ² 27.83%

Total Unapproved Waiver \$ Amount ³ \$ -

Percentage w/o Waiver Approval ³ 0.00%

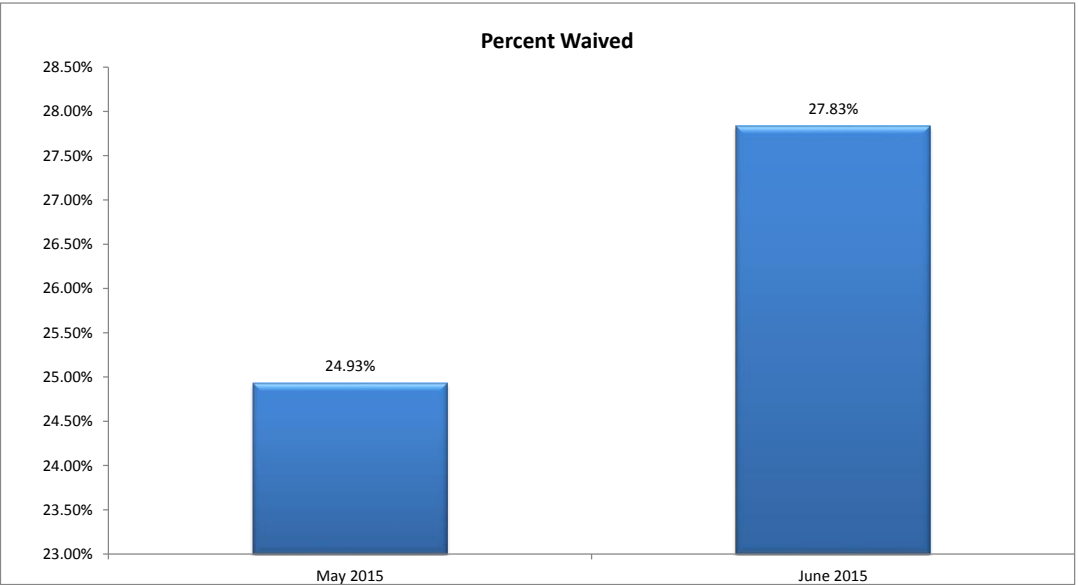
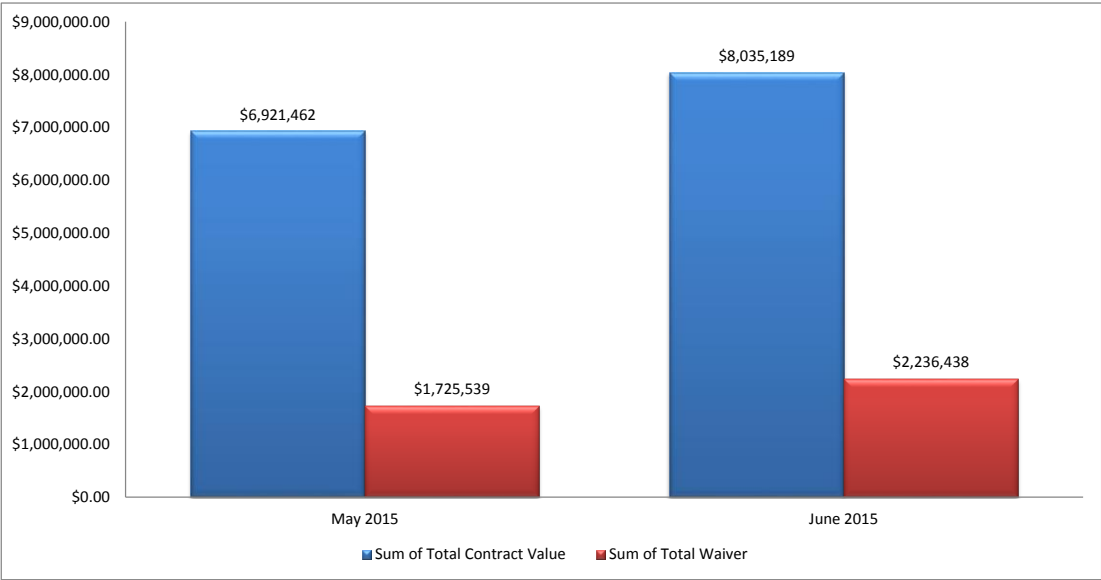
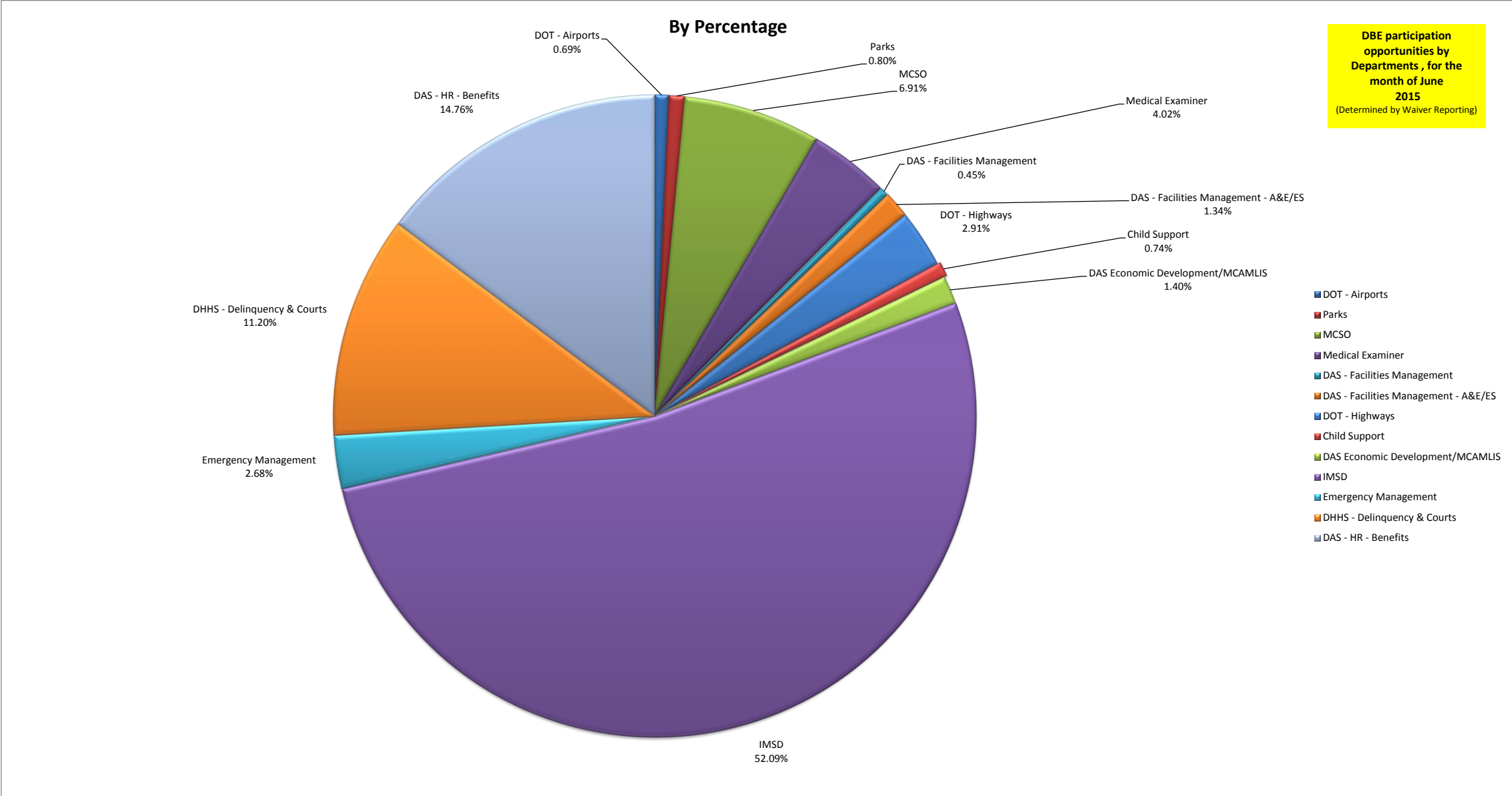
Total Exempted \$ Amount \$ 1,341,755

Percentage Exempted from Waiver Calculations 16.70%

REPORTING Ending PERIOD	June 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
DOT - Airports	GMIA - Stormwater Pollution Prevention Plan Update	Graef	Specialty Service		\$ 15,523.00	
Parks	Lifeguard services at Atwater Beach	Village of Shorewood	Intergovernmental		\$ 17,957.39	
DHHS-Housing Division	Case Management for Chronically Homeless	Community Advocates	Not-for-Profit	\$ 27,500.00	\$ -	
		Hope House	Not-for-Profit	\$ 27,500.00	\$ -	
		Guest House	Not-for-Profit	\$ 27,500.00	\$ -	
	Case Management for Safe Haven Program	Community Advocates	Not-for-Profit	\$ 32,083.33	\$ -	
MC SO	Community Consultation Team mental health crisis mobile team	Dungarvin Wisconsin	Specialty Service		\$ 154,544.00	
Medical Examiner	Forensic Pathology Fellowship Program - Autopsy services support	Medical College of WI	Specialty Service		\$ 90,000.00	
DHHS	Family Drug Treatment Court Peer Specialist Program (AODA)	Alternatives in Psychological Consultation	Not-for-Profit	\$ 49,204.00	\$ -	
	4H Pre-College Program Professional Staffing	Milwaukee County Cooperative Extension	Intergovernmental	\$ 50,000.00	\$ -	
DAS - Facilities Management	Facilitate Negotiations for Public Sector Services Facilitation Project	Public Policy Forum	Specialty Service		\$ 10,000.00	
DAS - Facilities Management - A&E/ES	Labor and Prevailing Wage Compliance Software As a System	LCPtracker	Specialty Service		\$ 29,950.00	
DOT - Highways	Repaving roadway with Hot-In-Place Recycling (HIR) equipment	Gallagher Asphalt Corporation	Specialty Service		\$ 65,000.00	
Child Support	Grant proposal planning & writing services New Pathways for Fathers & Famililes	James Beer, LLC	Specialty Service		\$ 16,600.00	
DAS Economic Development/MCAMLIS	HTML5 Services for MCAMLIS Website Platform Migration	Latitude Geographics Group	Specialty Service		\$ 31,420.00	
IMSD	Criminal Justice Informaiton System Replacement Project	ProPhoenix Corporation	Specialty Service		\$ 1,165,000.00	
Emergency Management	Maintenance of the 800MHz Public Safety Radio System	Motorola Solutions	Specialty Service	\$ 249,490.00	\$ -	
	Tower Lease Agreement Amendment No. 2 for Public Safety Radio System Build-Out	Bieck Management / LST Limited Partnership	Lease		\$ 24,087.00	
	Trunked Radio System Consulting Services	CDX Wireless	Specialty Service		\$ 35,919.82	
DHHS - Delinquency & Courts	Funding support for Power of Harambee Project	West Care Wisconsin	Not-for-Profit	\$ 11,500.00	\$ -	
	Mentor training and mentoring services	Southwest Key Programs	Not-for-Profit	\$ 3,600.00	\$ -	
	Alternative Sanction Program Service expansion	Wisconsin Community Services	Extension		\$ 189,180.00	
	Technical assistance for Fetal Alcohol Spectrum Disorder (FASD) screening and treatment adaptation	University of WI - Madison	Specialty Service		\$ 19,257.00	
	Court Appointed Medical Monitor	Ronald M Shansky, MDSC	Specialty Service		\$ 42,000.00	
DOT - Administration	Section 5310 Grant funding for Volunteer Driver Salaries	Interfaith Senior Programs	Not-for-Profit	\$ 88,272.00	\$ -	
	Section 5310 Grant funding for Mobility Management & Travel Coordination	Interfaith Senior Programs	Not-for-Profit	\$ 56,281.00	\$ -	
DAS - HR - Benefits	Benefits Consulting and Actuarial Services	Willis of WI	Extension		\$ 330,000.00	
DHHS - BHD	Comprehensive Community Services programming start-up	Outreach Community Health Centers	Not-for-Profit	\$ 28,000.00	\$ -	
		Goodwill Industries of SE WI	Not-for-Profit	\$ 11,771.00	\$ -	
		Bell Therapy (Phoenix Care Systems)	Not-for-Profit	\$ 28,000.00	\$ -	
	Community Based Residential Facility upgrades and staffing support	Bell Therapy (Phoenix Care Systems)	Not-for-Profit	\$ 83,444.00	\$ -	
	Interim Disability Assistance Program Administration	Community Advocates	Not-for-Profit	\$ 30,000.00	\$ -	
DHHS - Disability Services	Interim Disability Assistance Program Administration	Community Advocates	Not-for-Profit	\$ 30,000.00	\$ -	
	Comm Access to Recovery Svc - To provide psychiatric services	Alternatives in Psychological Consultation, S.C.	Not-for-Profit	\$ 507,610.00	\$ -	
Grand Total				\$ 1,341,755.33	\$ 2,236,438.21	

DASHBOARD





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MILWAUKEE COUNTY

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Total Contracted Dollars for Period	\$ 12,842,528
Total Contracted Dollars w/o DBE Participation	\$ 3,064,693
Percentage of Contracts w/o DBE Participation	23.86%
Total Contracted Dollars w/ Waiver Approval	\$1,354,613
Percentage of Contracts w/ Waiver Approval	10.55%
Total Contracted Dollars w/o Waiver Approval	\$ 0
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Total Contracted Dollars for Period	\$ 12,842,528
Total Exempted Contract Dollars	\$ 1,710,080
Percentage of Exempted Contracts for Period	13.32%

RECOMMENDATION

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Percentage Waived ²		10.55%
Total Unapproved Waiver \$ Amount ³	\$	-
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Total Exempted \$ Amount	\$	1,710,080
Percentage Exempted from Waiver Calculations		13.32%

REPORTING Ending PERIOD	July 2015
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DEPARTMENT	CONSULTANT/CONTRACTOR	SERVICES	COMMENTS	EXEMPTED	Waived	Unapproved Waivers
DHHS	Provide Change Leader Academy Workshops to various providers	NIATx (UW-Madison)	Not-for-Profit	\$ -	\$ 28,000.00	
Family Care	Coordination of admin svcs of the Wisconsin Family Care Association & Association's monthly meetings	Blumenfeld & Associates	Specialty Service	\$ 19,492.00		
	Provide a Medical Director to assist in developing & overseeing practice guidelines for program	Medical College of Wisconsin	Not-for-Profit	\$ 175,000.00		
DHHS - Delinquency & Courts	Virtual Academy for counseling and educational support	Wauwatosa School Dist (Virtual Academy)	Intergovernmental	\$ 18,000.00		
DOT - Administration	Section 5310 Grant funding for 4 Honeycomb Medium Buses	Milwaukee Center for Independence	Not-for-Profit	\$ -	\$ 255,920.00	
	Section 5310 Grant funding for 1 Conventional Bus	The Threshold	Not-for-Profit	\$ -	\$ 113,995.00	
	Section 5310 Grant funding for 2 Minivans (Side Entry) for Community Care	Atlas Bus Sales	Not-for-Profit	\$ -	\$ 67,446.00	
	Section 5310 Grant funding for 2 Minibuses & 2 Minivans (Non-ADA)	Goodwill Industries of SE WI	Not-for-Profit	\$ -	\$ 130,924.00	
DAS - HR - Benefits	Mid-Level Professional Position Search & Placement Assistance	Personnel Specialists	Specialty Service	\$ -	\$ 99,999.00	
DHHS - BHD	Bioethical Consulting	Medical College of WI	Not-for-Profit	\$ 20,000.00		
	Psychiatric Residency Director Program funding	Medical College of WI	Not-for-Profit	\$ 119,588.00		
	Psychiatric Residency Education & Training at BHD	Medical College of WI - Hospitals	Not-for-Profit	\$ 1,308,000.00		
	Legal Services for Behaviorial Health	Quarles & Brady, LLP	Specialty Service	\$ 50,000.00		
DAS - FM - A&E	MPM - Urgent Investigation & Repairs	Graef	Emergency Evaluation	\$ -	\$ 15,000.00	
	Courthouse Asbestos Consulting	Jackson/MacCudden	Annual Consultant Utilization	\$ -	\$ 2,675.00	
	GMIA - Pavement Rehabilitation Runway 1L-19R Shoulders - Material Testing	Giles Engineering & Associates	Annual Consultant Utilization	\$ -	\$ 2,154.00	
CE - UW Extension	Provision of 4H Pre-College Program	UW Extension	Not-for-Profit	\$ -	\$ 50,000.00	
DAS - IMSD	Analysis & Design for Data Center & Disaster Recovery Services	Excipio Consulting	Specialty Service	\$ -	\$ 295,000.00	
	Review, Draft & Negotiate Plante Moran ERP & Strategem contracts	Colmic Consulting	Specialty Service	\$ -	\$ 20,000.00	
Ethics Board	Hearing Examiner for Ethics Board Meeting	Hon. Michael P. Sullivan	Specialty Service	\$ -	\$ 3,000.00	
DHHS - Housing	Case Mgmt Svcs for chronically homeless in My Home program	Salvation Army	Not-for-Profit	\$ -	\$ 27,500.00	
District Attorney's Office	Forensic Evaluation Services for Wattleton, 07CI3	Anthony M. Jurek, Ph.D	Specialty Service	\$ -	\$ 3,000.00	
County Board	Legal Counsel for the County Board	Davis & Kuelthau, s.c.	Specialty Service	\$ -	\$ 95,000.00	
CEX - General Office	Security for County Executive	Gavin de Becker & Associates	Specialty Service	\$ -	\$ 95,000.00	
Corp Counsel	Provide legal svcs related to MAM Addition Development Agreement	VonBriesen & Roper, SC	Specialty Service	\$ -	\$ 50,000.00	
Grand Total				\$ 1,710,080.00	\$ 1,354,613.00	

DASHBOARD

