

OED ORDINANCE/RESOLUTION REQUEST

Please mark one: Bill Request or Resolution Request Date of Request: 2/15/19

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
 Dedication/Vacation Appropriation/Supplemental DRMC Change
 Other:

2. Title: Approves an amendment to Chapter 28 Articles III, V, VII of the Denver Revised Municipal Code relating to nondiscrimination in city contracts for construction, professional design services and covered goods and services.

3. Requesting Agency: Office of Economic Development

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Adrina Gibson 720-913-1701	Name: Susan Liehe 720-913-1689
Email: Adrina.gibson@denvergov.org	Email: susan.liehe@denvergov.org

5. General a text description or background of the proposed request, if not included as an executive summary.

See Executive Summary

6. City Attorney assigned to this request (if applicable):

Jason Moore

7. Citywide

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):
DRMC Change

Vendor/Contractor Name: N/A

Contract control number: N/A

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

N/A

BR19 0159

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

See Executive Summary.

Was this contractor selected by competitive process? If not, why not?

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, DEN concession contracts):

N/A

Who are the subcontractors to this contract?

N/A

EXECUTIVE SUMMARY

The Division of Small Business Opportunity is governed by the DRMC Chapter 28 Articles III, V, VII. The last Ordinance was implemented in 2014, with a sunset date of April 1, 2019.

In the past year, DSBO has worked with multiple stakeholder groups and a third-party consultant to make recommendations to the Ordinance with the goal of improving DSBO and the services provided for small, minority and women-owned businesses. DSBO is committed to addressing these recommendations by making changes to the Ordinance, Rules and Regulations and internal policy & procedures.

Furthermore, OED secured BBC Research & Consulting to complete a citywide Disparity Study to measure the utilization of small, minority and women-owned businesses on city contracts. A draft of the study was completed in Fall 2018; a final report will be released in Winter 2019. Data from the Disparity Study will guide policy decisions and potential changes to the DSBO program.

DSBO continues to engage the community and business owners to prioritize recommendations.

Amendments to the DSBO Ordinance will extend the DSBO program for eight months to allow for more time to discuss community recommendations to the DSBO program and identify needed changes to the Ordinance, Rules and Regulations or internal policies and procedures.

- Amendments will also include lengthening the certification term for SBEs and MWBEs from one year to three years, an adjustment that we believe will remove unnecessary administrative burdens for DSBO staff and certified firms.
- Finally, the amendments will clarify DSBO's goal-setting process now that we have discontinued using external community stakeholders as committee members. This shift was made to bring our goal-setting process in line with city procurement standards as defined by the City Attorney's Office, and to further reduce the potential for a conflict of interest or premature disclosure of project information prior to advertisement.
- In addition, amendments will address definitions and typos.