

# DEDO ORDINANCE/RESOLUTION REQUEST

Date of Request: 3/16/20

Please mark one:  Bill Request or  Resolution Request

## 1. Type of Request:

Contract/Grant Agreement  Intergovernmental Agreement (IGA)  Rezoning/Text Amendment

Dedication/Vacation  Appropriation/Supplemental  DRMC Change

Other:

**2. Title:** Approves an ordinance amending Articles III, V and VII of Chapter 28 of the Denver Revised Municipal Code by repealing and reenacting a new Division 3 of Article III establishing a Minority and Women Business Enterprise contracting ordinance in furtherance of nondiscrimination in City Contracts for Construction, Reconstruction, and Remodeling, and Professional Design and Construction Services; repealing and reenacting a new Article V establishing a Minority and Women Business Enterprise contracting ordinance in furtherance of nondiscrimination in City Contracts and Purchase Orders for Goods and Services and Opportunities for Minority and Woman-Owned Businesses and Small Business Enterprises in Procurements for Goods and Services; and repealing and reenacting a new Article VII pertaining to the development and utilization of Small Business Enterprises in City contracting and concessions; all with the establishment of a sunset date for this amended ordinance as April 30, 2025.

## 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: <b>Adrina Gibson 720-913-1701</b>	Name: <b>Susan Liehe 720-913-1689</b>
Email: <b>Adrina.gibson@denvergov.org</b>	Email: <b>susan.liehe@denvergov.org</b>

## 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

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

Within Denver Economic Development & Opportunity, the Division of Small Business Opportunity (DSBO) is governed by the DRMC Chapter 28 Articles III (Construction), V (Goods & Services), and VII (Small Business Enterprise). In this context, these sections are referred to collectively as “the DSBO Ordinance” or simply “the Ordinance.” The DSBO Ordinance was last amended in December 2019 to establish a sunset date of May 1, 2020.

DSBO’s authority is established by Executive Order as well as the DRMC, and its Ordinance is typically re-authorized at five-year intervals. The DSBO Ordinance enables the city to undertake specific activities to prevent discrimination and counter its effects on, as well as create opportunities to support the success of, certified business enterprises.

Since 2017, 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, its Rules and Regulations, and internal policy and procedures. In the spirit of continuous improvement, DSBO continually engages the community and business owners to prioritize recommendations.

New in this latest round of reauthorization work, DSBO enjoys a much stronger collaboration with other city agencies involved in the procurement for, awards of, and management of large contracts. A substantial citywide effort has been directed to, and will continue to continuously improve upon, systems to ensure the prompt payment of both prime and subcontractor invoices. The Ordinance has also been reorganized to read in a more linear and logical fashion, improving the ability for a community person or layperson to access this critical legislation that authorizes city programs to create, sustain, and measure compliance on activities that support a more level playing field for small minority- and women-owned firms on public contracts. Finally, the city's growing commitment to creating and sustaining a more equitable marketplace for all residents and their businesses is also strongly reflected.