



Legislation Details (With Text)

File #: 20-0286 **Version:** 1

Type: Bill **Status:** Passed

File created: 3/16/2020 **In control:** Business, Arts, Workforce, Climate & Aviation Services Committee

On agenda: 4/13/2020 **Final action:** 4/13/2020

Title: A bill for 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.

Amends 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, repealing and reenacting a new Article VII pertaining to the development and utilization of Small Business Enterprises in City contracting and concessions, and establishing a sunset date for this amended ordinance as April 30, 2025. The Committee approved filing this item at its meeting on 3-25-20.

Sponsors:

Indexes: Zach Rothmier

Code sections:

Attachments: 1. BR20 0286 DEDO DSBO Ordinance Draft Bill, 2. BR20 0286 DEDO DSBO Ordinance, 3. BR20 0286 DEDO DSBO Ordinance Slide Deck, 4. 2018 Denver Disparity Study Final Report, 5. 20-0286 Filed Bill_DRMC_MWBE SBE -- Purchasing and Construction FINAL 3-30-2020, 6. 20-0286 Filed Bill_DRMC_MWBE SBE -- Purchasing and Construction, 7. 20-0286 - signed, 8. 20-0286 Filed For an ordinance amending Articles III, V and VII of Chapter 28 of the Denver

Date	Ver.	Action By	Action	Result
4/15/2020	1	Mayor	signed	
4/14/2020	1	Council President	signed	
4/13/2020	1	City Council	placed upon final consideration and do pass	Pass
4/6/2020	1	City Council	ordered published	
3/25/2020	1	Business, Arts, Workforce, Climate & Aviation Services Committee	approved by consent	

Other/Miscellaneous Request Template (Appointments; ROW; Code Changes; Zoning Action, etc.)

Date Submitted: 3-16-20

Requesting Agency: Denver Economic Development and Opportunity

Division:

Subject Matter Expert Name:

Name: Susan Liehe 720-913-1689
Email: susan.liehe@denvergov.org

Item Title & Description:

(Do not delete the following instructions)

*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney's Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.*

A bill for 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.

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item at its meeting on 3-25-20.

Affected Council District(s) or citywide? Citywide

Executive Summary with Rationale and Impact:

Detailed description of the item and why we are doing it. This can be a separate attachment.

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.

Address/Location (if applicable):

Legal Description (if applicable):

Denver Revised Municipal Code (D.R.M.C.) Citation (if applicable):

Draft Bill Attached?