

A G E N D A



Recommendation for Council Action

Austin City Council	Item ID	12033	Agenda Number	58.
Meeting Date:	1/12/2012	Department:	Small and Minority Business Resources	
Subject				
<p>Approve a resolution repealing and replacing Resolution No. 20071108-127 requiring compliance with the standards and principles of the City's Minority-Owned and Women-Owned Business Enterprise Procurement Program in third party agreements for the construction of public improvements or improvements of City real property, including developer participation agreements, economic development agreements, ground leases, and other third party agreements.</p>				
Amount and Source of Funding				
<p>Fiscal Note</p> <p>There is no unanticipated fiscal impact. A fiscal note is not required.</p>				
Purchasing Language:				
Prior Council Action:	October 18, 2007 - Resolution passed; November 8, 2007 - Resolution repealed and replaced.			
For More Information:	Veronica Briseno Lara, 974-2156, Sabine Romero, 974-2518.			
Boards and Commission Action:	Reviewed by the MBE/WBE and Small Business Advisory Committee and the MBE/WBE and Small Business Council Committee.			
MBE / WBE:				
Related Items:				
Additional Backup Information				

On November 8, 2007, City Council approved a resolution requiring compliance with the standards and principles of the City's MBE /WBE Ordinance on eligible third party agreements, including addressing ethnic specific MBE /WBE utilization goals, good faith efforts, MBE /WBE participation reports, establishment of an outreach program to solicit participation, and training City staff negotiating third party agreements on MBE /WBE program requirements.

At the request of the MBE /WBE and Small Business Advisory Committee, City Staff and Committee Members reviewed the current Third Party Resolution and identified areas to expand the current resolution. The proposed amendments to the resolution include the following:

- Apply standards and principles to facilities constructed following a City endorsement pursuant to the Major Events Trust Fund statute;
- Encourage recruiting employees from Austin;
- Apply sanctions to violations of the standards and principles of the MBE /WBE Procurement Program;
- Failure to comply with contract terms results in forfeiture of funds received from the City; and,
- Also includes amendments that codify current SMBR practices.

The proposed amendments have been reviewed and approved by the MBE /WBE and Small Business Advisory Committee and MBE /WBE and Small Business Council Committee.