

City of Milwaukee – Economic Participation Initiatives
Terms & Definitions

- 1 **Apprentice:** Undefined.
- 2 **Bid Express:** The City’s electronic bidding application, implemented May 2013.
- 3 **Certified apprenticeship program:** Undefined.
- 4 **Contracting Agency:** Any City department, agency, board, commission or officer that has contracting authority.
- 5 **Contract:** An agreement with the City to purchase goods or services for itself and in some cases, partner jurisdictions. A contract specifies terms for both the City and the vendor, and includes the appropriate City-mandated provisions for SBE participation, RPP participation, LBE preference, and living wage, among others. There are three general types of contracts covered by RPP and SBE provisions:
 - Services
 - Professional Services
 - Construction

Many provisions covering contracting by local governments are set in State statute, particularly for Public Works contracts.

- 6 **Development Agreement:** An agreement the City enters into with private developers and in some cases, other jurisdictions, to facilitate the financing and construction of *private* development projects. Development agreements may include City contributions of:
 - Land
 - Direct financial assistance
 - Other financial or in-kind participation

Development agreements for projects including RPP include a Human Resources agreement.

It is important to note that a development agreement outlines the City’s participation or incentives contributed for a private project, NOT the City’s purchase of goods or services for City government. Development agreements do not have the same enforcement provisions as City contracts for service.

- 7 **Direct Financial Assistance:** The value of below-market land sales, any direct subsidies to developers and city expenditures for private improvements, with a combined value of \$1 million or more, as determined by the commissioner of the department, targeted specifically to a project. It includes the value of tax increment financing and below-market-rate loans provided by the city.
- 8 **Human Resources Agreement:** Sub-agreement to a Development Agreement that outlines the developer’s work plan, the required construction work and hours, and a plan to engage RPP-certified or eligible workers, as well as ancillary work that moves the project toward

City of Milwaukee – Economic Participation Initiatives

Terms & Definitions

RPP goals. Ancillary work can include training, off-project work for the same company by RPP workers, or non-project work created by the developer.

- 9 **Individual at a disadvantage:** A person who is at an economic disadvantage and who is experiencing substantial difficulty in achieving business-related success as a result of business, education, employment or social disadvantages (3 of the 4).
- 10 **Journeyman:** Undefined.
- 11 **LCPTracker/B2GNow:** Web-based software used to collect, verify and manage a contractor or subcontractor's certified payrolls and related labor compliance documentation.
- 12 **Local Business Enterprise:** LBEs are given a preference in bidding on certain City contracts or procurements. An LBE is a business which satisfies all of the following criteria:
 - Has owned or leased real property in Milwaukee at least 1 year.
 - Has been doing business in Milwaukee for at least one year.
 - Is not delinquent on any local taxes, charges or fees (or has entered into a payment plan).
 - Will perform at least 10% of the monetary value of the work required under the applicable contract.
- 13 **Small Business Enterprise:** SBEs are required to take part in 18-25% of certain City service contracts, unless a waiver is granted by the Office of Small Business development. SBEs are certified by the OSBD based on the following criteria:
 - U.S.-based, not dominant in its field, and independently owned, operated and controlled.
 - Meets the size standards of the U.S. Small Business Administration.
 - Demonstrates capacity to perform independently or as a subcontractor in its field.
 - Not owned, operated or controlled by individuals in control of a similar large business.
 - Operational for at least one year.
 - The owner controls the day-to-day critical operations of the firm.
 - The owner is a U.S. citizen/permanent, legal resident.
 - At least 51% owned, operated and controlled by an individual(s) at a disadvantage.
- 14 **EBE/DBE/MBE:** Business enterprise designations used by County, State, or Federal agencies in contracting.
- 15 **Residents Preference Program:** Applies to individual workers employed in two broad categories of City projects-public works contracts, and certain economic development projects. The Program sets targets for the employment of City residents meeting un- or under-employed criteria from their time of certification through the following five years.