

..Number

170638

..Version

PROPOSED SUBSTITUTE A

..Reference

..Sponsor

ALD. COGGS, STAMPER, RAINEY, LEWIS, PEREZ, HAMILTON, BAUMAN  
AND JOHNSON

..Title

A substitute ordinance relating to purchasing guidelines.

..Sections

310-10 cr

..Analysis

This ordinance requires the city purchasing director to develop a bid scoring system that awards additional points to socially-responsible contractors who make efforts to eliminate, or significantly reduce, barriers to employment.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 310-10 of the code is created to read:

**310-10. Socially-responsible Contractors.**

**1. DEFINITIONS.** “Socially-responsible contractor” means an entity submitting a bid as part of the city’s formal competitive bidding process that has acted or implemented a program to eliminate, or significantly reduce, barriers to employment for current and prospective employees of the contractor. Actions or implemented programs shall include at least 3 of the following actions or programs to:

- a. Hire persons with felony convictions.
- b. Assist current or prospective employees in earning high school diplomas.
- c. Underwrite or facilitate industry-linked career-assessed pre-employment services, subsidized or unsubsidized work experience, including internships, job shadowing, on-the-job training, and summer employment.
- d. Partner with a selected employment service agency to monitor and track individualized employment plans.
- e. Provide, underwrite or facilitate industry-linked career-based instruction to current and prospective employees in areas, including but not limited to, blueprint reading, basic math and measurement, technical math, labor history, construction culture and essential skills, health and safety awareness, manufacturing process and production, maintenance, budgeting and financial literacy.
- f. Provide or facilitate occupational-skills training and related adult mentoring and networking.

g. Underwrite or facilitate subsidized or unsubsidized programs which provide supportive services for current or perspective employees to obtain or fund the following:

- g-1. Valid driver's licenses.
- g-2. Transportation vouchers to work and home.
- g-3. Appropriate work attire, work safety gear and needed equipment.
- g-4. Testing and certification fees.
- g-5. Legal aid services.
- g-6. Child care and family-related dependent care.
- g-7. Emergency housing, health care and short-term emergency assistance.
- g-8. Career and training services.
- g-9. School supplies, books and fees.
- g-10. Referrals to medical services and exams.
- g-11. Reasonable accommodation for persons with disabilities.
- h. Partner with employment service agencies to supplement subsidized wages to ensure that employees receive a living wage.
- i. Provide breast-feeding facilities for employees who are nursing children.
- j. Provide a minimum of 120 hours of paid sick leave.
- k. Provide a minimum of 5 paid sick days.

**2. PURPOSE.** The purpose of this section is to ensure contributions toward community betterment made by socially-responsible contractors are recognized and rewarded.

**3. DISCLOSURE.** Each bidder or proposer seeking to qualify as a socially-responsible contractor shall submit, as part of its bid, a sworn affidavit describing actions taken and programs implemented to eliminate, or substantially reduce, the barriers to employment for current and prospective employees of the contractor, and the outcomes of these actions and programs.

**4. EVALUATION PREFERENCE.** The purchasing director shall develop procedures, rules and regulations to provide an incentive for a bidder or proposer to qualify as a socially-responsible contractor.

**5. CONTRACT AWARD.** The provisions of this section shall apply to each formal competitive bid and each request for proposals, provided the bid of the socially-responsible contractor does not exceed the lowest bid by more than 5% or \$25,000. Additional points equal to 5% of the maximum number of points used in the evaluation of requests for proposals shall be applied to increase the total score attained by a socially-responsible contractor.

**6. REPORT TO COMMON COUNCIL.** The purchasing director shall report annually to the common council on the status of contracts awarded under provisions of this section not later the 30 days after the anniversary of the effective date of this section.

..LRB

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau

Date: \_\_\_\_\_

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date: \_\_\_\_\_

..Requestor

..Drafter

LRB #169441 - 3

Aaron Cadle

September 18, 2018