

**THE CITY OF PROVIDENCE**  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 14

EFFECTIVE ~~APPROVED~~ January 17, 2012

WHEREAS, In 1990, the City Council showed its support for historically discriminated against groups by passing Section 21-52 of the Providence Code of Ordinances, which outlines the City's policies and goals regarding participation by minority-and women-owned businesses (MBEs and WBEs) in contracts for goods and services; and

WHEREAS, According to Section 21-52, it is the policy of the City of Providence that "that minority business enterprises (MBEs) and women business enterprises (WBEs) shall have the maximum opportunity to participate in the performance of procurements and projects as prime contractors and vendors" for the City; and

WHEREAS, While some progress has been made since 1990, minorities and women continue to be vastly underrepresented in City contracts; and

WHEREAS, Section 21-52 (i) states that, "The provisions of this section may only be waived upon certification to the board of contract and supply by the purchasing agent that no MBEs or WBEs provide the required goods and/or services or that they are so expensive as to be prohibitive to utilizing an MBE or WBE"; and

WHEREAS, Moreover, in order to have the MBE/WBE requirement waived, a bidder must file a waiver and show that a "good faith effort" was made to comply with the MBE/WBE goals for the project; and

WHEREAS, It is the duty of the Department of Human Resources is to ensure compliance with Section 21-52 and the City's MBE/WBE requirements; and

WHEREAS, A review of the documentation involving MBE/WBE waivers approved by the City on bids submitted in recent years may provide insight as to any modifications to the program that may be necessary in order for the City to meet its participation goals.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence does hereby request that the Director of the Department of Human Resources provide a definition of "good faith effort" as used in MBE/WBE waiver requests, as well as the following information for the years 2010 and 2011:


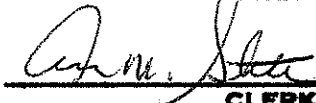
- 1) The total number of bids each year
- 2) The total number of contracts per year that met MBE/WBE goals
- 3) The total number of MBE/WBE participation waiver requests submitted per year
- 4) The total number of MBE/WBE participation waiver requests approved by coordinator per year

BE IT FURTHER RESOLVED, That upon passage, copies of this resolution be sent to the Director of Human Resources, the Director of Public Property, and the Equal Employment Opportunity Officer/Compliance Monitor.

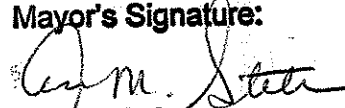
**IN CITY COUNCIL**

**JAN 05 2012**

**READ AND PASSED**

  
**PRES.**  
  
**CLERK**

Effective without the  
Mayor's Signature:

  
Anna M. Stetson  
City Clerk