

|             |                                  |  |   |   |
|-------------|----------------------------------|--|---|---|
| <b>FROM</b> | <b>NAME &amp; TITLE</b>          | Rudolph S. Chow, P.E., Director                                  | <b>CITY of</b><br><b>BALTIMORE</b><br><b>MEMO</b> |  |
|             | <b>AGENCY NAME &amp; ADDRESS</b> | Department of Public Works<br>600 Abel Wolman Municipal Building |   |   |
|             | <b>SUBJECT</b>                   | City Council Resolution 18-0113R                                 |   |   |

**DATE:** November 21, 2018

**TO**

The Honorable President and Members  
of the Baltimore City Council  
c/o Natawna Austin  
Room 400 – City Hall

I am herein reporting on City Council Resolution 18-0113R introduced by Council Members Pinkett, Stokes, Council President Young and Council Members Henry, Middleton, Schleifer, Cohen, Costello, Scott, Dorsey, Sneed, Clarke, Reisinger, Burnett, and Bullock.

The purpose of the Resolution is to request the Director of the Department of Public Works, the head of the Minority and Women’s Business Opportunity Office, and representatives from Oscar Renda Contracting appear before the City Council to discuss the utilization of Minority Business Enterprises, Women Business Enterprises, and local skilled and unskilled labor for the Druid and Ashburton Reservoir Projects.

Article 5 § 28 of the Baltimore City Code, known as the Local Hiring Law, applies to certain contracts and agreements executed by the City on or after the effective date of this law (December 23, 2013). Specifically, it applies to every City contract that is more than \$300,000 in value, or that is more than \$5 million in value for a City-subsidized project. Unless the Mayor’s Office of Employment Development (MOED) grants an exception under the Local Hiring Law, at least 51% of new jobs required to complete the contract or project agreement must be filled with Baltimore City residents. To comply, the awarded contractor must meet with MOED to complete an employment analysis and review the workforce plan required by the contract or agreement. Noncompliance with this step would prohibit issuance of any payments unless or until the analysis is performed. If a workforce plan indicates the need to fill new jobs, the contractor is required to post new job openings with MOED’s One Stop Career Center Network for seven days prior to publicly advertising the openings. The contractor must interview all qualified City residents referred by MOED, and must fill at least 51% of the new jobs with City residents. Once the contract or project is underway, the contractor submits an Employment Report to MOED by the 5<sup>th</sup> day of each month throughout the duration of the contract or agreement, regardless of whether MOED has granted a waiver of any of the Local Hiring Law’s requirements.

Both the Ashburton Reservoir Zone 2 Tanks and the Druid Lake Finished Water Tanks projects are funded by the State Revolving Fund (SRF). As a result, the MDE/WBE/DBE participation goals are approved by the Maryland Department of the Environment after the bid documents are submitted, and are considered a “good faith effort.” The goals indicated below are written in the specifications and were provided to contractors prior to the bidding process. Both projects are subject to requirements for use of American Iron and Steel and compliance with prevailing federal wage rates under the Davis-Bacon and Related Acts.

The Honorable President and Members  
Of the Baltimore City Council  
November 21, 2018  
Page 2

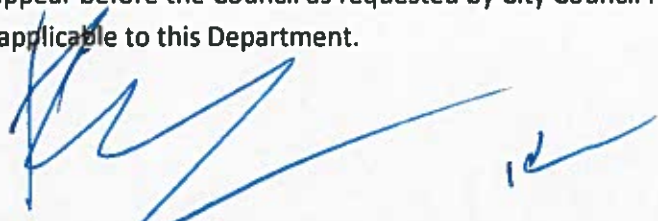
MBE/WBE WC 1204 Druid Lake Finished Water Tanks

- The MBE goal is 18%
- The WBE goal is 16%

MBE/WBE WC 1211 Ashburton Reservoir Zone 2 Tanks

- The MBE goal is 18%
- The WBE goal is 16%

The Department of Public Works is prepared to appear before the Council as requested by City Council Resolution 18-0113R to respond to the issues raised which are applicable to this Department.

A handwritten signature in blue ink, appearing to read 'Rudolph S. Chow', with a long horizontal stroke extending to the right.

Rudolph S. Chow, P.E.  
Director

RSC/MMC