



DATE: October 9, 2024
TO: Board of Commissioners
FROM: Shea Flaherty Betin, Interim Executive Director
SUBJECT: Report Number 24-48
Authorizing an Intergovernmental Agreement with the City of Portland City Operations, Procurement Services Division in an Amount Not to Exceed \$629,375 for Business and Workforce Equity Contract Compliance Services

BOARD ACTION REQUESTED AND BRIEF DESCRIPTION

Adopt Resolution No. 7582

This action by the Prosper Portland Board of Commissioners (Board) will authorize an Intergovernmental Agreement (IGA) with the City of Portland (City) City Operations, Procurement Services Division (Procurement) to provide Prosper Portland with Construction Business and Workforce Equity Policy program contract and hiring compliance services for a five-year period in an amount not to exceed amount \$629,375. City Procurement has provided these services every year since fiscal year (FY) 2012-13.

STRATEGIC ALIGNMENT AND OUTCOMES

This action meets two strategic objectives to i) operate an equitable, innovative, and financially sustainable organization, and ii) deliver on Advance Portland goals of equitable construction and contracting, wealth creation, and quality jobs.

BACKGROUND AND CONTEXT

Prosper Portland's Business Equity Program requires contractors on specified projects to make good-faith efforts to provide contracting opportunities available to certified disadvantaged, minority, women- owned, and emerging small businesses (Certified Firms) when subcontracting portions of Prosper Portland-funded projects. Prosper Portland's Workforce Training and Hiring Program requires contractors working on certain construction projects to make good-faith efforts to hire and train a diverse workforce, including apprentices. Such requirements necessitate a mechanism for documenting and evaluating the number of certified firms being offered opportunities for work and how the workforce reflects program goals.

City Procurement assesses the amount and how each project is subcontracting to minority, women, and small business firms and the degree to which the project is hiring from minority and women populations set forth in the Prosper Portland's Business and Workforce Training and Hiring Procedures, including monthly and annual utilization and workforce reports. An exception from the

Business and Workforce Training and Hiring Procedures would require prior consultation between the Prosper Portland Executive Director and the Prosper Portland Board.

City Procurement has updated its software systems allowing Prosper Portland real-time monitoring to help ensure project owners and contractors are complying with Prosper Portland requirements on their projects.

EQUITY IMPACT

The monitoring and compliance of Prosper Portland’s Business and Workforce Equity programs provided by the City Procurement allows Prosper Portland to work toward its goal of meeting and exceeding equitable wealth creation outcomes from Prosper Portland-sponsored projects. With City Procurement’s transition to the B2GNow contract compliance reporting system and the LCP Tracker labor compliance software platform, Prosper Portland has a web-based platform to track real-time reporting and provide course correction on projects. Following is a summary of Prosper Portland owned and sponsored projects subject to the Business Equity Program that are currently in construction:

Certification	Amount	Percentage
Minority Owned Business Enterprise (MBE)	\$9,532,169	21.7%
Woman-Owned Business (WBE)	\$3,383,690	7.7%
Emerging Small Business (ESB)	\$2,579,934	5.8%
Disadvantaged Business Enterprise (DBE)	\$239,234	.55%
Service-Disabled Veterans	\$9,964	.02%
Non-Certified Firms	\$29,867,839	68%
Total	\$43,817,098	

COMMUNITY PARTICIPATION AND FEEDBACK

Staff has not conducted public outreach specific to this proposed action.

BUDGET AND FINANCIAL INFORMATION

The FY 2024-25 Revised Budget includes \$125,000 in in the General Fund Administrative appropriations to fund one year of the IGA. The balance of the proposed contract is included in the forecast expenditures for General Fund appropriations in the Five-Year forecast. Future budget allocations are subject to annual appropriations in the annual budget process. Since FY 2012-13, Prosper Portland has provided \$1,399,100 for these ongoing services.

RISK ASSESSMENT

There are no significant risks to adopting the IGA. Prosper Portland staff coordinates with City Procurement on a weekly basis and in monthly meetings. Staff has considered bringing these services

in-house but ultimately determined it could put the agency out of alignment with the City and be cost-prohibitive with the expense of the required software and additional staff.

ATTACHMENTS

None.