

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD**

RESOLUTION NO. _____

**Resolution Approving Amendments to Public Contract Review Board Rules
Division 60 on Equal Opportunity in Public Contracting, effective July 1, 2018**

The Multnomah County Board of Commissioners Finds:

- a) The proposed Public Contract Review Board (PCRB) Rule amendments create County policy to ensure that County construction projects support a diverse local workforce and firms certified by Oregon Certification Office for Business Inclusion and Diversity (COBID-Certified Firms). To support this policy, the County will set aside one percent (1%) of the County Construction Cost and one percent (1%) of other funds' Construction Costs (when permitted by other funding entities) into a Construction Diversity and Equity Fund (CDEF).
- b) The CDEF will support two initiatives: (1) the development of a diverse local construction workforce through support of BOLI certified pre-apprenticeship programs, as well as workforce support services and retention programs; and (2) technical assistance, mentoring and training for firms in the fields of construction-related professional services or contracting that have been certified by the Oregon Certification Office for Business Inclusion and Diversity (COBID-Certified Firms). In addition, any liquidated damages assessed by the County for Workforce Training & Hiring (WFTH) non-compliance on projects subject to the WFTH program shall be placed in the CDEF.
- c) The CDEF will be developed by Multnomah County Purchasing in consultation with a variety of County and community stakeholders. Mechanisms for collecting the fund will be developed by Purchasing and the Department of County Management. Purchasing will present annual reports to the Board of County Commissioners to include funding priorities and data on outcomes and activities supported by the CDEF.
- d) The ongoing cost of this program will vary, depending on the amount of construction done by the County. The CDEF will increase by 1 percent the cost of Construction of a new building, road, bridge or other public work where the County Construction Cost exceeds \$1 million and projects for the rehabilitation, renovation or improvement of an existing County building, road, bridge, other public work, or of premises leased by the County, where the County Construction Cost exceeds \$200,000.
- e) The County has worked to establish strong aspirational goals for our workforce and certified firm participation on County construction projects. The City of Portland, Metro, school districts and others are also establishing goals to provide economic opportunities for women, minorities and service disabled veterans. The CDEF aligns with the County's Workforce Equity Strategy and will strengthen the County's commitment to increasing diversity, equity and opportunity in our workforce and business community.

- f) Jobs in the fields of construction, professional services and contracting are stable, family wage jobs, but as a result of a history of discrimination and other barriers, jobs in these fields have not been equally available to all people. By setting aside one percent (1%) of funds on our construction projects in the CDEF, the County will have a consistent commitment to promoting and expanding a thriving, diverse, well-trained workforce in the construction trades and design and construction contractor pool.
- g) The proposed rule amendments will become effective on July 1, 2018, and the CDEF will apply to Construction Projects which are first advertised or solicited after the effective date.
- h) It is in the best interests of Multnomah County to adopt the amendments to PCRB Rule Division 60.

The Multnomah County Board of Commissioners Resolves:

- 1) The Board approves the amendments to PCRB Rule Division 60 on Equal Opportunity in Public Contracting, attached as Exhibit A, creating a Construction Diversity and Equity Fund, effective July 1, 2018.
- 2) County Purchasing is directed to present a Board Briefing by the end of FY 2019, prior to the initial funding distribution, summarizing the funding program priorities and mechanisms, and, thereafter, to present annual reports to the Board with data on outcomes and activities supported by the fund.

ADOPTED this 15th day of March, 2018.

**BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT
REVIEW BOARD**

Deborah Kafoury, Chair

REVIEWED:

JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Kenneth M. Elliott, Asst. County Attorney

SUBMITTED BY: Deborah Kafoury, Chair
Lori Stegmann, Commissioner, District 4