

Business Enterprise Program Council For Minorities, Females and Persons with Disabilities Meeting

MONTHLY COUNCIL MEETING MINUTES

100 W. Randolph
Room 2-025
Chicago, IL 60602

401 S. Spring Street
Room 500 ½
Springfield, IL 62702

Monday, April 23, 2012 – 1:30 P.M.

COUNCIL MEMBERS IN ATTENDANCE

Samantha Hufnagel	Joan Archie	Charles Lynn Lower	Rodney Lewis
Jesse Martinez	Beth Doria	Larry Ivory	Omar Duque
Perry Nakachi	Lynne Turner	Florence Cox	Nelida Smyser-DeLeon
Fred Coleman	Hedy Ratner	Lynne Turner	Charisse Witherspoon

COUNCIL MEMBERS NOT IN ATTENDANCE

Alesia Hawkins	Marva Boyd
Alfred Ramirez	

COUNCIL CHAIR

Malcolm Weems/CMS Director

COUNCIL SECRETARY

Paul Cerpa, BEP/Deputy Director

CMS STAFF IN ATTENDANCE

Elias Ricks Ngwayah II	Philina King	Leslie Taylor	Denise Reed
Carlos Gutierrez	Susan Hartman	Gladys Rodriguez	Darryl Harris
Rich Fetter	Jacob Stuckey	Sharla Roberts	Chima Enyia
Tasha Cruzat	Angela Stinson-Marti	Ngozi Okorafor	Ellen Daley
Agueda Corona			

OTHERS IN ATTENDANCE

Bob Dale	Omar Brown	Kristene Callanta
David Byrd	Kevin Krass	Tim Fishburn
Mary Vaughn	Margaret Van Dijk	Gustavo Giraldo
Art Moore	Darryl Harris	Terrence Hill
Tim Fishburn	Philip Rodriguez	Kendra Garstka
Vir Doshi	Ruddy Ortiz	

AGENDA

- I. Welcome
- II. Call to Order
- III. Roll Call
- IV. Approval of the Minutes of the Council Meeting held on March 26, 2012
- V. Chair's Report
- VI. Posted Business
 - **Comptroller's Office Presentation**
- VII. Unfinished Business
 - **IT Contracting**
 - **Waivers Process**
 - **BEP Goal Thresholds**
- VIII. Committee Updates
 - **Procurement Committee**
 - **Business Development Committee**
 - **Capital Access and Banking Committee**
 - **Policy, Rules and Enforcement Committee**
 - **Certification Committee**
- IX. New Business
 - **BEP Council Certification Appeal May 29, 2012**
- X. Adjournment
 - **Next Council Mtg. –Confirmation discussion**

I. Call To Order

Chair Malcolm Weems called the April 23, 2012 Business Enterprise Program Council meeting to order at 1:35 pm.

II. Roll Call

Council Secretary Paul Cerpa took the roll call and announced that a quorum has been obtained.

III. Approval of the Minutes of the Council Meeting held in March 26, 2012.

- Chair motion to approve minutes for March 26, 2012 and by unanimous vote, minutes were approved by the council with no abstention.

IV. Chair's Report

- Extension on BEP sunset moved out of the legislation committee and major emphasis was placed on the appeal process.

V. Posted Business

- The Comptroller Office presentation by Philip Rodriguez on the Power Program and explained the process as a three steps. Step 1, get certified: to access to a Power Certification guide, certification workshop and ongoing counsel from experts who know the process and registered to the state procurement bulletin board. Step 2, learn to compete: business owners can enhance their professional knowledge and develop key working relationships with the partnership with SCORE. Step 3, move forward: provide on an ongoing resource for small and minority-owned business, and regular communication on a quarterly follow-up.
- Larry Ivory emphasis the urgency of having BEP vendors paid on time from the Comptroller Office.
- Philip Rodriguez, emphasis that BEP council would be getting a copy of the annual report on the Power Program.

VI. Unfinished Business

➤ **IT Contracting**

- Malcolm Weems stated that CMS has not done well in awarding IT contracts to minority firms. This process does not happen overnight and having the Council to assist in the process by having hearings on the matter of IT, which can lead to shelter market on IT. The hearings are part of the statute as tool for the BEP council.
- Beth Doria motion the council to develop an ad hoc committee to meet before the IT hearings to establish a strategy and process for IT hearings to address the issue of minority firms' participation on IT contracts - seconded by Florence Cox -motion approved.
- Secretary Cerpa informed council members a Certification Appeal to the full Council will be required to taking place on May 14, 2012 for DDK Dialysis, LLC. To that end, a scheduled meeting will take place at 12:30pm, one hour prior to the regular monthly Council meeting time.

➤ **Waivers Process**

Issue addressed by the Policy and Enforcement committee presentation below.

➤ **BEP Goal Thresholds**

- Chair Weems stated, that there is no new communication from the prior memorandum establishing a threshold of \$500,000.00 by the former Director Paul Campbell. At the current point, we are look to officially change the threshold to \$250,000.00 and the letter is currently under review with the collaboration of the Governor's Office to be distributed to all agencies.

VII. Committee Updates

➤ **Business Development Committee:**

- The committee did not meet as a group this month only on individual basis to explore the option of GIS mapping.

➤ **Capital Access and Banking Committee:**

- Subcommittee met on April 20, 2012 adhering to the open meeting act requirements. The focus on the committee was to inquire with Department of Insurance on data from Surety agencies regarding rates and criteria ; explore with advocacy organizations on anecdotal evidence; broaden and expand alternative bonding practices and assess what other states where doing to their minority bonding programs. Three states have legislation on bonding for M\FBE on the construction. The state of California has a voluntary program on the bonding for M\FBE firms in the area of construction. The deliverable will be a white paper that will compile all the information on surety bonding with all the states legislation and anecdotal evidence.

➤ **Policy and Rules Committee:**

- Reported establishing a flowchart to address the issue on grants on constructions this would go to Capital Development Board to review the goals the if a wavier was requested it would go to the BEP to review the request along with BEP Council subcommittee.
- Jesse Martinez motioned the council for option one on the flow chart seconded by Perry Nakachi to sunset for six months motion carry by a majority of votes.
- Beth Doria reported that she has a good faith effort checklist document that disseminated via e-mail to all council members.

➤ **Certification Committee:**

- The committee addressed one appeal as a group, voting to uphold the denial decision

VIII. Unfinished Business

- No new business

IX. New Business

- No new business

X. Adjournment

- Secretary Paul Cerpa made motion to adjourn meeting adjourned at 3:30 pm.

Note: The next council meeting is scheduled for Monday, May 14, 2012 Room 2-025, James R. Thompson Center, 100 W. Randolph Street, at 1:30 pm