

**Business Enterprise Program Council for Minorities,
Females and Persons with Disabilities Meeting Notes**

MONTHLY COUNCIL MEETING MINUTES

100 W. Randolph
Room 2-025
Chicago, IL 60601

401 S. Spring St.
Room 500 ½
Springfield, IL 62706

Monday, January 26, 2015- 1:30 P.M.

COUNCIL MEMBERS IN ATTENDANCE

Fred Coleman, Larry Ivory, Corinne Pierog, Chima Enyia, Jesse Martinez, Hedy Ratner, Charisse Witherspoon, Denise Barretto, Karen Eng, Nelida Smyser Deleon, Beth Doria, Charles Lowder

COUNCIL MEMBERS NOT IN ATTENDANCE

Lynne Turner, Susan Shaw, Rodney Lewis, Jaime Martinez

COUNCIL CHAIR

Thomas Tyrrell, Chairman – New

COUNCIL SECRETARY

Paul Cerpa, BEP Deputy Director

CMS STAFF IN ATTENDANCE

Elias Ricks Ngwayah II, Harry Reinhard, Ellen Daley, Ben Jones, Norma Sutton, Ngozi Okorafor, Jeanetta Cardine, Jeffrey Shuck

OTHERS IN ATTENDANCE

Gustavo Geraldo, Gabriel Mitchell, Ben Bagby, Deanna Rossetto, Shirley Webb, Arthur Moore, Michelle Casey, Susan Shaw

AGENDA

January 26, 2015

1:30 P.M. – 3:30 P.M.

- I. Welcome**
 - II. Call to Order**
 - III. Roll Call**
 - IV. Approval of Minutes of Council Meetings held on December 08, 2014.**
 - V. Chair's Report**
 - VI. Posted Business**
 - **Executive Order 15-12**
 - VII. Committee Updates**
 - **Procurement Committee**
 - **Business Development Committee**
 - **Capital Access and Banking Committee**
 - **Certification Committee**
 - **Policy, Rules and Enforcement Committee**
 - VIII. New Business**
 - IX. Public/Vendor's Testimony**
 - X. Adjournment**
 - **Next Council Mtg. – February 23, 2015**
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I. Welcome

CMS Acting Director Ngozi Okorafor welcomes all, and introduces herself as Acting CMS Director. She also introduced Tom Tyrrell as the newly appointed Director of CMS by Governor Rauner.

Call to Order

CMS Acting Director Ngozi Okorafor called the meeting to order at 1:43 P.M. She directed Secretary Paul Cerpa to conduct the roll call.

Roll Call

Roll call was conducted by Council Secretary Paul Cerpa. A quorum was established.

Approval of Minutes

Vote was conducted for the approval of the December 8, 2014 minutes. The minutes were approved.

Chair's Report

CMS Acting Director Ngozi Okorafor introduced Tom Tyrrell who will be the new Director of Central Management Service appointed by Governor Rauner.

Posted Business

CMS Acting Director Ngozi Okorafor and Council Secretary Paul Cerpa both discussed the Governors Executive Order 15-12. A copy of that order is attached.

In response to a question raised by the Council, the following schedule was derived from Executive Order 15-12:

Within thirty (30) days of the Executive Order or execution of a State contract, Labor Organizations must provide the total number of minority and veteran participants and total percentage of minority and veteran participants in apprenticeship and training programs.

By **June 30, 2015**, CMs shall conduct a review of all goals, preferences, and considerations in law and regulations concerning the hiring and training of veterans and the award of contracts to Veteran-Owned Businesses.

By **December 31, 2015**, CMS shall conduct a thorough, detailed study of Disadvantaged Business Enterprises and Veteran-Owned Businesses in procurement opportunities in Illinois. I understand that the current CMS Disparity Study being performed by Collet Holt & Associates will be completed on or around March 1, 2015 and that this study does not address purported disparities in contracting with veterans.

Committee Updates

Procurement Committee

Council Member Witherspoon noted that the forecasting documentation and letter would now be presented to Tom Tyrrell the new Director of Central Management Services for his signature.

Business Development Committee

No Report

Capital Access and Banking Committee

Council Member Coleman had met with CMS staff regarding some liability concerns expressed by financial institutions. Criteria need to be developed to begin the vetting process of these financial institutions and not for profit organizations. The end result of this process involves posting the approved list of institutions on the CMS website.

Council Member Pierog noted that the access to capital dollars is the largest impediment for small businesses just getting started.

Certification Committee

No Report

Policy, Rules and Enforcement Committee

Council Member Doria announced that the Committee would be meeting immediately after the Council meeting. There were three waivers that needed to be reviewed and voted on by the Committee.

Council Member Doria also called upon other Members of the Council to volunteer for membership on the Policy, Rules and Enforcement Committee.

New Business

Council Member Witherspoon wants to see vendor testimonials added to the CMS website.

Council Member Doria Member asked Tom Tyrrell to relay his prior work history to the Council.

Public/Vendor's Testimony

Gabriel Mitchell from Angel Flight Marketing wanted to inform the Council of a 12% BEP goal on an Illinois State Housing Authority solicitation that was allegedly dropped when the contract for a call center was awarded. Council Secretary Paul Cerpa noted that he would look into the matter on behalf of the Council.

Adjournment

Meeting was adjourned at 2:40 P.M.

Next Council Meeting will take place on Monday, February 23, 2015 at 1:30 P.M.

NOTE: The following URL sites contain actual audio and video of the Council meeting. For specific and detailed information on any topics of the meeting, please access the following URL:

<http://multimedia.illinois.gov/cms/bep-012715.html>



EXECUTIVE ORDER

15-12

**EXECUTIVE ORDER TO ENSURE EQUAL OPPORTUNITY
IS PROVIDED TO ALL ILLINOIS PERSONS AND BUSINESSES**

WHEREAS, Illinois benefits from a diverse, multi-ethnic population, which contributes to the success of our economy and the character of our community; and

WHEREAS, despite this bountiful diversity, the unemployment rate for persons of diverse backgrounds is significantly higher than the general unemployment rate in Illinois, and the amount spent by the State of Illinois with businesses owned by such persons is disproportionately lower than their presence in the State; and

WHEREAS, Illinois is home to more than 800,000 veterans, who have dutifully served their country and this State and, after their military service, desire to use their talents to provide for themselves, their families, and their communities; and

WHEREAS, ensuring that employment and business opportunities are open to all persons and business, including in particular those of diverse backgrounds and veterans, is critical to ensuring that Illinois's economy grows and our community strengthens and to avoiding the perils of financial hardship;

THEREFORE, I, Bruce Rauner, Governor of Illinois, by virtue of the executive authority vested in me by Section 8 of Article V of the Constitution of the State of Illinois, do hereby order as follows:

I. DEFINITIONS

As used in this Executive Order:

"CMS" means the Illinois Department of Central Management Services.

"Disadvantaged Business Enterprise" means a "minority-owned business," "female-owned business," or "business owned by a person with a disability," in each case as such term is defined by Section 2 of the Business Enterprise for Minorities, Females, and Persons with Disabilities Act (30 ILCS 575/2).

"Labor Organization" has the meaning provided in the Illinois Public Labor Relations Act (5 ILCS 315/3(i)).

"Minority Person" has the meaning provided by Section 2 of the Business Enterprise for Minorities, Females, and Persons with Disabilities Act (30 ILCS 575/2).

"State Contract" means a contract executed by a State Agency on behalf of the Executive Branch of the State of Illinois, including, but not limited to, a Responsible Bidder Contract that is subject to the requirements of Section 30-22 of the Illinois Procurement Code (30 ILCS 500/30-22), and a Collective Bargaining Agreement as provided by the Illinois Public Labor Relations Act (5 ILCS 315/1 *et seq.*).

"State Agency" means any officer, department, agency, board, commission, or authority of the Executive Branch of the State of Illinois.

"Veteran" has the meaning provided by Section 45-57 of the Illinois Procurement Code (30 ILCS 500/45-57).

"Veteran-Owned Business" means a "qualified service-disabled veteran-owned small businesses" or "veteran-owned small businesses," in each case as such term is defined by Section 45-57 of the Illinois Procurement Code (30 ILCS 500/45-57).

II. REPORTING ON APPRENTICESHIP AND TRAINING OPPORTUNITIES

Each State Agency shall require each Labor Organization or contractor that is a party to a State Contract currently in effect, or that enters into a State Contract after the effective date of this Executive Order, to obtain and report to the State Agency within thirty (30) days of that request the total number of participants in any apprenticeship and training programs offered by the Labor Organization, or contractor and its subcontractors, the total number of participants who are (a) Minority Persons and (b) Veterans, and the percentage of total participants who are (a) Minority Persons and (b) Veterans.

III. VETERAN HIRING

CMS shall conduct a thorough review of all goals, preferences and considerations provided under State law and regulations concerning the hiring and training of Veterans and the award of contracts to Veteran-Owned Businesses. CMS shall provide a report summarizing its findings to the Governor's Office by June 30, 2015.

IV. DISPARITY STUDY

CMS shall conduct, or cause to be conducted, a thorough, detailed study of participation by Disadvantaged Business Enterprises and Veteran-Owned Businesses in State of Illinois procurement opportunities. Such study shall include recommended solutions and methods to address any disparity in procurement awards, including any statutory or regulatory amendments that may be needed. Such study shall be submitted to the Governor and to the General Assembly not later than December 31, 2015.

V. SAVINGS CLAUSE

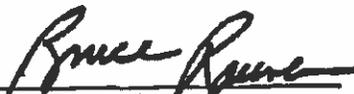
This Executive Order does not contravene and shall not be construed to contravene any State or federal law or any collective bargaining agreement.

VI. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

VII. EFFECTIVE DATE

This Executive Order shall take effect immediately upon filing with the Secretary of State.


Bruce Rauner, Governor

Issued by the Governor: January 19, 2015
Filed with the Secretary of State: January 20, 2015

FILED
INDEX DEPARTMENT
JAN 20 2015
IN THE OFFICE OF
SECRETARY OF STATE