



City of Madison
Agenda - Approved
SMALL BUSINESS ENTERPRISES APPEALS
COMMITTEE

City of Madison
Madison, WI 53703
www.cityofmadison.com

Consider:
Who benefits? Who is burdened?
Who does not have a voice at the table?
How can policymakers mitigate unintended consequences?

December 5, 2023

4:30 PM

Virtual

The City of Madison is holding the Small Business Enterprises Appeals Committee meeting virtually to help protect our community from the Coronavirus (COVID-19) pandemic.

1. Written Comments: You can send comments on agenda items to boardofpublicworks@cityofmadison.com.
2. Register for Public Comment:
 - Register to speak at the meeting.
 - Register to answer questions.
 - Register in support or opposition of an agenda item (without speaking).

If you want to speak at this meeting you must register. You can register at <https://www.cityofmadison.com/MeetingRegistration>. When you register to speak, you will be sent an email with the information you need to join the virtual meeting.

3. Watch the Meeting: If you would like to join the meeting as an observer, please visit <https://www.cityofmadison.com/Watch Meetings>
4. Listen by Phone:
 - (877) 853-5257 (Toll Free)
 - Meeting ID: 899 5798 6566

If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.

Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.

Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnuv ua hauj lwm ua ntej yuav tuaj sib tham.

Please contact Johanna Johnson of the Engineering Division at (608) 264-9274, or email boardofpublicworks@cityofmadison.com.

CALL TO ORDER / ROLL CALL

PUBLIC COMMENT

DISCLOSURES AND RECUSALS

Members of the body should make any required disclosures or recusals under the City's Ethics Code.

NEW BUSINESS ITEMS

1. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

Limited to three (3) minutes.

2. RECEIVE REPORTS: DECISION AND ORDER

The SBE Appeals Committee heard an appeal by Payne and Dolan, Inc. for Contract 8703, Resurfacing 2023 – Asphalt Pavement Pulverizing, Milling & Paving, on May 2, 2023.

The SBE Appeals Committee heard an appeal by Fahrner Asphalt Sealers, LLC, for Contract 8699, Pavement Crack Repair and Chip Seal 2023, on May 2, 2023.

3. CONSIDER THE FOLLOWING QUASI-JUDICIAL HEARING ITEM

Appeal of the Department of Civil Rights' finding that Norcon Corporation's SBE Bid for Contract 9377, University Avenue Box Repair – 2023, was non-responsible on the basis of:

1. Contractor has not demonstrated meeting the prescribed goal for this project.
2. Contractor has not demonstrated sufficient good faith effort to meet the prescribed goal for this project.
3. Contractor has failed to submit completed *SBE Contact Report(s)* as required, thus rendering their SBE Compliance Report incomplete.

Possible Closed Session – The Small Business Enterprises Appeals Committee may meet from time to time in closed session pursuant to Wis. Stats. 19.85(1)(g) to confer with legal counsel for the purposes of rendering oral or written advise concerning legal strategy to be adopted by the Committee with respect to litigation it is or is likely to become involved in and may be from time to time in closed session pursuant to Wis. Stats. 19.85(1)(a) to deliberate concerning the case that is the subject of the quasi-judicial hearing before The Committee. The Committee may reconvene in open session immediately following any such closed session.”

ADJOURNMENT