



City of Detroit
Detroit City Council
Council Member Angela Whitfield Calloway
District 2

MEMORANDUM

TO: Erica Hill, Deputy Director
Civil Rights, Inclusion, and Opportunity (CRIO)

FROM: Angela Whitfield Calloway, Council Member *awf*

DATE: May 13, 2022

RE: Non-Compliance Standards

BACKGROUND

On May 2, 2022, Member Calloway requested “a list of all Contractors and Vendors who are in non-compliance and or default of Executive Order 2016-1.” See Exhibit A.

On May 5, 2022, CRIO provided a “list of contractors that are non-compliant with EO 2021-2. This includes all contractors and subcontractors that have paid noncompliance fees in FY22.” See Exhibit B.

On May 10, 2022, during Formal Session of the City Council, discussions occurred between various council members and departmental representatives probing about the non-compliance considerations for vendors listed on the 5/5/2022 response. One vendor discussed was funded through street funding.

On May 12, 2022, a revised response dated May 10, 2022 was forwarded to Member Calloway clarifying classifications of non-compliance. This response included a note distinguishing, “The previous list sent in response to this memo was for all contractors who did not meet the 51% workforce threshold in Fiscal Year 2022 to date. Inclusion in the previous list did not mean the contractor was non-compliant with the EO, as they may have achieved compliance through one of the other methods.” See Exhibit C.

INQUIRY

Please respond to the following inquiries.

1. Please define “non-compliance” pursuant to Executive Order No. 2016-1.
2. Please define “non-compliance” pursuant to Executive Order No. 2021-2.



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3. Please details the application and class of businesses subject to Executive Order No. 2016-1.
4. Please details the application and class of businesses subject to Executive Order No. 2021-2.
5. Please detail the exact enforcement procedures and protocols for noncompliance pursuant to Executive Order No. 2016-1.
6. Please detail the exact enforcement procedures and protocols for noncompliance pursuant to Executive Order No. 2021-2.
7. Please define all other terms of “non-compliance” applicable to vendor certifications, including but not limited to local, state, and federal laws, rules, and regulations.
8. Please explain the rationale and operation of fining a vendor for compliance failures, yet classifying them as compliant.

CC: Gail Fulton, City Council Liaison

Please contact our office if you have any questions or concerns – Ramses Dukes,
ramses.dukes@detroitmi.gov.



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TO: Erica Hill, Deputy Director
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DATE: May 13, 2022

RE: Non-Compliance Standards

EXHIBIT A



City of Detroit
Detroit City Council
Council Member Angela Whitfield Calloway
District 2

MEMORANDUM

TO: Kimberly Rustem, Director, CRIO

FROM: Council Member Angela Whitfield-Calloway *awf*

DATE: May 2, 2022

RE: Requesting list of Contractors in Default of Executive Order 2016-1

Good afternoon Mrs. Rustem,

Can CRIO please provide a list of all Contractors and Vendors who are in non-compliance and or default of Executive Order 2016-1.

Cc: Gail Fulton, City Council Liaison

Please contact our office if you have any questions or concerns – Ramses Dukes,
ramses.dukes@detroitmi.gov



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TO: Erica Hill, Deputy Director
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FROM: Angela Whitfield Calloway, Council Member *awf*

DATE: May 13, 2022

RE: Non-Compliance Standards

EXHIBIT B


**Civil Rights, Inclusion
and Opportunity**

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 1240
DETROIT, MICHIGAN 48226
PHONE: 313.224.4950
FAX: 313.224.3434

TO: Council Member Angela Whitfield-Calloway

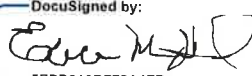
FROM: Erica Hill, Deputy Director, Civil Rights, Inclusion, and Opportunity

DATE: May 5, 2022

RE: Requesting list of Contractors in Default of Executive Order 2016-1

Please see below for your requested list of contractors that are non-compliant with EO 2021-2. This includes all contractors and subcontractors that have paid noncompliance fees in FY22.

AC Builders Hardware	Lakeshore Global
Ajax Paving	Lanzo Trenchless Technologies
Albanelli Cement	LGC
Amistee Duct	MacDermott Roofing, Inc
Ampro Construction	Macomb Flooring Design
BYERS DC DETROIT INC	Main Street Contracting
Cement	Major Cement Co.
Century Cement	MOD
DC Byers Corporation	Motor City
Detroit HVAC	Motor City Electric Co.
DMC Consultants, Inc. dba DMC Construction, Inc.	New Center
DTS Contracting	PK Contracting
Duross Painting Company	Power Lighting & Technical Services
ESS	Rauhorn Electric
Fer-Pal Construction	Ric-Man
FTL Constructors	Rightway Remediation
Gandol Inc	Russell Plastering
Gibraltar Construction	Santos Cement
Glass Block Professionals	Sommerset Paving
Haiser Plumbing Co	Systemp
Hard Rock	Trombly & Trombly Builders
House Doctor	United Lawnscape
Ihuman LLC	UVS Electronics
Inland Waters Pollution Control, Inc.	WCI Contractors, Inc
L & L Construction	WH Canon

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TO: Erica Hill, Deputy Director
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DATE: May 13, 2022

RE: Non-Compliance Standards

EXHIBIT C



**Civil Rights, Inclusion
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2 WOODWARD AVENUE, SUITE 1240
DETROIT, MICHIGAN 48226
PHONE: 313.224.4950
FAX: 313.224.3434

TO: Council Member Angela Whitfield-Calloway

FROM: Erica Hill, Deputy Director, Civil Rights, Inclusion, and Opportunity

DATE: May 10, 2022

RE: Requesting list of Contractors in Default of Executive Order 2016-1

There are three paths to compliance with Executive Order 2021-2.

- Hiring a workforce made up of at least 51% bona fide Detroit residents on projects that trigger the EO.
- If there are not enough qualified Detroiters to achieve 51% hiring, contributing to a workforce training fund to prepare more Detroiters for these skilled trades jobs.
- Hiring trade unions that participate in the Skilled Trades Education Program (STEP), wherein various unions have committed to significantly expanding the number of Detroit residents in their apprenticeship programs.

Currently, Rickman Enterprise Group LLC, RDC Construction, and Turner Construction are non-compliant due to nonpayment of workforce contribution funds owed. Herman Kiefer Development LLC and Moss Company, LLC are noncompliant due to failure to submit payrolls for compliance monitoring.

The previous list sent in response to this memo was for all contractors who did not meet the 51% workforce threshold in Fiscal Year 2022 to date. Inclusion in the previous list did not mean the contractor was non-compliant with the EO, as they may have achieved compliance through one of the other methods.

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