



Legislation Text

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Res. No. 338

Resolution calling upon the President of the United States and the United States Congress to enforce compliance with Executive Order 13170 which increased access to federal contracts for disadvantaged businesses.

By Council Members Seabrook, Jackson and Gennaro; also Council Member Gerson

Whereas, On October 6, 2000, President Clinton signed Executive Order 13170 which sought to increase opportunities and access for disadvantaged businesses; and
Whereas, Executive Order 13170 directed federal agencies to take affirmative steps to increase contracting between the federal government and small disadvantaged businesses, United States Small Business Administration Section 8(a) businesses and minority business enterprises; and
Whereas, These businesses have faced historic underutilization in Federal procurement; and
Whereas, The Executive Order directed the Federal departments and agencies with procurement authority to enforce commitments by prime contractors to use small and disadvantaged businesses as subcontractors, use all available media to inform disadvantaged businesses of federal contracting opportunities, and aggressively use the United States Small Business Administration Section 8(a) business program and statutory price credit programs to bring more disadvantaged businesses into the federal procurement process; and

Whereas, The Executive Order holds agencies accountable for results by requiring each agency to develop a long-term comprehensive strategic plan within 90 days of the issuance of the Order and to then submit the plan to the Director of the Office of Management and Budget for review, which will in turn be reported to the President; and
Whereas, Each agency head must designate an official for ensuring the fulfillment of the terms of the Executive Order and to submit annual reports on the results of their efforts to increase federal contracting with disadvantaged businesses; and
Whereas, The Executive Order expanded opportunities in the advertising and information technology industries for disadvantaged businesses by directing federal departments and agencies to ensure that all creation, placement and transmission of federal advertising is fully reflective of the nation's diversity; and
Whereas, The Executive Order further directed each federal department and agency to aggressively seek to ensure small and disadvantaged businesses participate in procurement in the information technology and telecommunications industries; and
Whereas, The Executive Order contained language that establishes the first multicultural advertising guidelines for federal government departments and agencies while commending the American Advertising Federation's strategic plan entitled "Principles for Effective Advertising in the American Multicultural Marketplace"; and
Whereas, Hundreds of millions of dollars are spent by the Federal government every year for advertising; and

Whereas, Less than \$5 million was spent on minority and women-owned agencies in 1994 out of \$368 million, and according to a 2000 report issued by the Department of Commerce and the National Telecommunications and Information Administration, advertising revenue commensurate with station performance eludes minority broadcasters; and

Whereas, Executive Order 13170 has been virtually ignored by the Bush Administration since the President's inauguration in January 2001; and

Whereas, As a result of the President's inaction on this issue, Executive Order 13170 has not been complied with; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the President of the United States and the United States Congress to enforce compliance with Executive Order 13170 which increased access to federal contracts for disadvantaged businesses.

5/31/02

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