

PROCUREMENT DEPARTMENT
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Monique Nesmith-Joyner
Procurement Commissioner

DATE: March 24, 2023

TO: The Honorable Jim Kenney, Mayor
The Honorable Darrell L. Clarke, President of City Council
Michael Decker, Chief Clerk, City Council

FROM: Monique Nesmith-Joyner, Procurement Commissioner



SUBJECT: Chapter 17-104, Slavery Era Business/Corporate Insurance Disclosure and Financial Repairs

Philadelphia Law requires the completion of the “Affidavit Disclosing Slavery Era Participation, Investments, or Profits” for all contractors entering into contracts with the *City of Philadelphia* or City-related Agencies, and for depositories authorized to receive City deposits. Specifically, Philadelphia Code Sec. 17-104(2), titled “Slavery Era Business/Corporate Insurance Disclosure and Financial Repairs,” requires this information to promote public transparency regarding the slavery era practices of entities with whom the City does business. The affidavit is required immediately upon execution of a contract with the City or a City-related Agency and failure to provide the affidavit, or providing materially false information on the affidavit, renders the contract voidable at the City’s option.

For Fiscal Years 2019-2021 Public Works (“PW”) and Services, Supplies, and Equipment (“SS&E”) contracts were awarded to four hundred and thirty-two (432) registered vendors. Seventy-eight percent (78%) of these vendors affirmed, “The Business Entity found no records that the Business Entity or any of its Predecessor Companies had any Participation or Investments in, or derived Profits from, Slavery or Slaveholder Insurance Policies during the Slavery Era”. The remaining twenty-two percent (22%) of these vendors did not provide a complete affidavit. The City of Philadelphia has been in contact with vendors to receive their completed affidavits.

The Procurement Department is working with staff to ensure responsiveness and completeness review of the Slavery Affidavits prior to awarding a contract.

If you have any additional questions or concerns, please contact us.

Thank you.

c: Rob Dubow, Finance Director, Office of Finance
Christina Hernandez, Chief of Staff, Mayor’s Office
Stephanie Tipton, Chief Administrative Officer, Office of the Chief Administrative Officer