

AGENDA

Disadvantaged Business Enterprise Program Meeting *Transportation Department*

Thursday, May 16, 2019
10 a.m. - 12 p.m.
Transportation Council Room
North Central Texas Council of Governments
616 Six Flags Drive
Arlington, Texas 76011

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|--|---------------------------|
| 1. Welcome and Introduction | Shannon Stevenson, NCTCOG |
| 2. Historical NCTCOG Approach/
FTA Comments | Ken Kirkpatrick, NCTCOG |
| 3. DBE Program Overview | Emily Beckham, NCTCOG |
| 4. Subrecipient Data Needs/
Schedule | Emily Beckham, NCTCOG |
| 5. Questions and Answers | All |

DISADVANTAGED BUSINESS ENTERPRISE PROGRAM

*Fiscal Year 2020-2022 Goal
Update*

*Subrecipient Meeting
May 16, 2019*



**FY2020-2022 DBE
GOAL UPDATE**

Introduction

Historical NCTCOG Approach

FTA Comments

DBE Program Overview

Subrecipient Data Needs

Schedule

Questions & Answers

FY2020-2022 DBE GOAL UPDATE

Historical Approach

DBE Program Narrative (Handout)

- All Funding Sources (FTA, FHWA, FAA, Other)

DBE Goal Update/Calculation Methodology (Handout)

- Market Area = DFW Region
- Projected Procurements = NCTCOG Only
- DBE Availability Analysis

DBE Goal

- 2014-2016: 25%
- 2017-2019: 25%

Reporting

- Semi-Annual DBE Reports (Prime/DBE Awards)
 - NCTCOG and Subrecipients

Result: DBE Shortfall

FY2020-2022 DBE GOAL UPDATE

FTA Comments

NCTCOG Must Segregate DBE Goal by Funding Source

NCTCOG Must Include Subrecipient Activities

Projected Procurements (by Subrecipient)

DBE Availability Analysis (by Subrecipient)

NCTCOG Needs to Develop DBE Program and Goal to
Accommodate Subrecipients

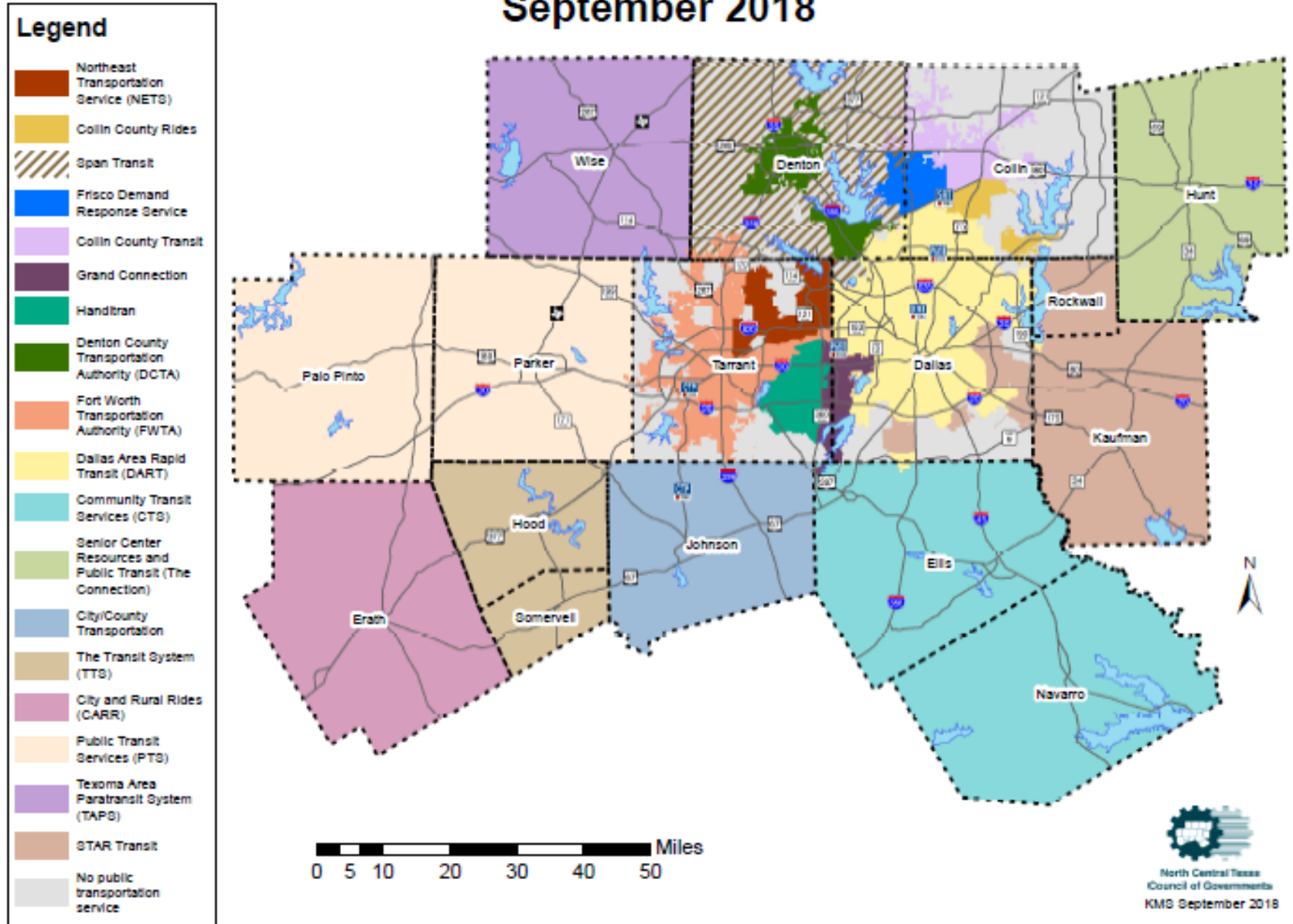
Subrecipients Have Different Market Areas

DBE Availability Analysis is Dependent on Market
Areas

FY2020-2022 DBE GOAL UPDATE

Service Area Map

Public Transportation Provider Service Areas September 2018

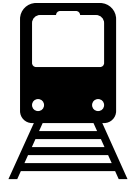


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FTA Comments Continued

Path Forward on Addressing FTA Comments

Designated Recipients/Direct Recipients



Must have DBE Program if DBE Threshold is Met (Procurements exceed \$250K/year)

Report DBE Activities Directly to FTA

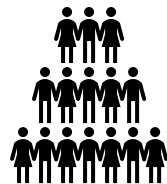
NCTCOG Subrecipients (Not Designated/Direct Recipients)

Develop DBE Program/Goal or

Adopt NCTCOG's DBE Program/Applicable Goal

Applicable DBE Goal: Specific to Subrecipient's Market Area

Continue to Report DBE Activities to NCTCOG



FY2020-2022 DBE GOAL UPDATE

DBE Program Purpose



Ensure Non-discrimination



Create a Level Playing Field/Fair Competition



Narrowly Tailor Program to Meet Federal Law



Ensure DBE Firms Meet Required Eligibility Standards



Help Remove Barriers to DBE Participation



Assist in Development of Firms to Compete Outside

FY2020-2022 DBE GOAL UPDATE

DBE Program Guidance and Thresholds



Requirement: [49 Code of Federal Regulations Part 26](#)

Who is required to have a DBE Program:

- **FTA recipients receiving planning, capital and/or operating assistance who will award prime contracts, the cumulative value exceeding \$250,000 in FTA funds in a federal fiscal year (Section 26.21)**
 - **Excludes transit vehicle purchases (Section 26.49)**
- All FHWA primary recipients
- FAA recipients receiving grants for airport planning/development who will award prime contracts, the cumulative value exceeding \$250,000 in FAA funds in a federal fiscal year

FY2020-2022 DBE GOAL UPDATE

Definition

Disadvantaged Business Enterprises (DBE):

At Least 51 Percent Ownership by Socially and Economically Disadvantaged Individuals

Management and Daily Operations Controlled by Socially and Economically Disadvantaged Individuals (Owners)

Small Business Concern (Less than \$22.51 Million Gross Receipts)

Socially and Economically Disadvantaged:

Must be US Citizen or Lawful Permanent Resident

Women

African Americans

Hispanic Americans

Native Americans

Asian Americans

Asian-Indian Americans

Others as determined by Small Business Administration

FY2020-2022 DBE GOAL UPDATE

Program History



FTA Approved Current DBE Program (January 2015)



FTA Approved DBE Goal for FY2014-2016 (August 2014)



FTA Reviewed and Provided Comments on FY2017-2019 DBE Goal (April 2019)



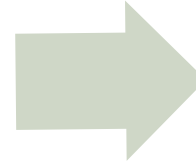
DBE Goals must be reviewed and updated for 2020-2022 (due to FTA by August 1st)

2 Step Process:

Step 1:

Determine Relative Availability of Ready, Willing & Able DBE Firms

- Determined by Market Area
 - Dallas-Fort Worth MSA (NCTCOG)
 - Individual Market Areas for Transit Subrecipients (County)
- Includes weighting by Contract Opportunities for FY2020-2022
 - NCTCOG & Transit Agencies
 - Divided by Funding Source



Step 2:

Consideration of Other DBE Data

- Historical DBE expenditures (NCTCOG Program)
- Completed disparity studies
- DBE goals from other, similar agencies in the Dallas-Fort Worth market area

FY2020-2022 DBE GOAL UPDATE

Development of DBE Goal

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Availability Analysis

Procurement Type	Potential Awards (in \$1,000s)	Total Firms*	Total DBE Firms*	DBE Goal
Urban Planning/ Engineering Services	\$ 8,470	536	1,679	31.92%
Advertising/Public Relations	\$ 2,382	221	1,022	21.62%
Software Development/Computer Services	\$ 817	182	2,229	8.17%
Equipment	\$ 1,467	6	102	5.88%
TOTAL	\$13,136	945	5,032	
Total Weighted Summary				25.67%

FY2020-2022 DBE GOAL UPDATE

*Transit
Subrecipient Data
Needs*



Declare Market Area (County Level)



Anticipated Procurements for Fiscal Years 2020, 2021, and 2022

Type of Procurement	Types of Items/Services to be Procured	Fiscal Year	Cost (Estimated)



Procurement Types Should Include:

- Micro Purchases
- Small Purchases (Invitations to/for Bid , Request for Quotes)
- Competitive Proposals (Request for Proposals)
- Sole Source



Excludes: Interlocal Cooperative Agreements and other government-to-government transactions.

FY2020-2022 DBE GOAL UPDATE

Schedule

TASK	DATE	STATUS
Meeting with Transit Subrecipients	May 16	✓
Forecast NCTCOG Procurements for 2020-2022	May 17- 24	
★ Due: Subrecipient Upcoming Procurements	May 24	
Compile Procurement Data into DBE Goal for 2020-2022	May 24- June 5	
Public Meetings/Notice to Public of Proposed Goal (start 45-Day Public Comment Period)	Week of June 10	
STTC Meeting: Information Item	June 28	
RTC Meeting: Information Item	July 11	
End of 45-day Public Comment Period	July 29	
Submit draft Electronically to FTA	August 1	
RTC: Action Item	Sept. 12	
Executive Board: Action Item	Sept. 26	
Submit Final Electronically to FTA	Sept. 27	
DBE Program Update and Goal Effective	October 1	

FY2020-2022 DBE GOAL UPDATE

Questions?



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