

***Collier Area Transit's Disadvantaged Business Enterprises
Program FY 2011-2012-2013***

**DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM GOAL SETTING
PROCESS FY 2011-2012-2013**

The Collier County Board of County Commissioners (BCC) has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26. The BCC has received Federal financial assistance from the Federal Transit Administration (FTA), and as a condition of receiving this assistance, the BCC agrees to comply with 49 CFR Part 26.

It is the policy of the BCC to ensure that DBE's as defined in part 26, have an equal opportunity to receive and participate in FTA-assisted contracts.

The BCC will not exclude any person from participation in, deny any person the benefits of, or otherwise discriminate against anyone in connection with the award and performance of any contract covered by 49 CFR part 26 on the basis of race, color, sex, or national origin.

In administering its DBE program, the BCC will not, directly or through contractual or other arrangements, use criteria or methods of administration that have the effect of defeating or substantially impairing accomplishment of the objectives of the DBE program with respect to individuals of a particular race, color, sex, or national origin.

The Goal setting process contained in this Attachment to Collier County's Disadvantaged Business Enterprise Program outlines the adopted process to determine the relative availability of DBE's to perform the types of contracts anticipated in FY 2011; 2012 and 2013.

The purpose of this process is to determine the percentage of all ready, willing and able "Establishments" that are DBE'S and to establish a DBE Goal.

U.S. Department of Transportation (DOT), 49 CFR Part 26 establishes a Three Step Process. Each step used by Collier County is outlined below.

Step 1

Collier County / Collier Area Transit has executed the Florida Unified Certification Program Agreement. 49 CFR Part 26 Subpart E- Certification Procedures Section 26.81, requires that all United States Department of Transportation (USDOT) Recipients participate in a statewide Unified Certification Program. Collier County / Collier Area Transit is committed to operate in full compliance with 49 CFR Part 26, Subpart E.

Collier County / Collier Area Transit will utilize certified D.B.E. vendors through the Florida Unified Certification Program Agreement.

Collier County / Collier Area Transit expects to have contracting or subcontracting possibilities in the following areas, paratransit services, motor vehicle parts, building contractors and electrical contractors.

On March 19, 2010, Collier Area Transit staff utilized the Florida Department of Transportation Equal Opportunity Office Disadvantaged Business Online Directory for certified DBE vendors in Collier County and FDOT District One.

Staff identified 5 ready, willing and able certified DBE's (certified by the FDOT, Equal Opportunity Office, in the Disadvantaged Business Enterprise Directory) as published as transit certified for Collier County and FDOT District One as of March 19, 2010.

Staff identified 162 ready, willing and able TOTAL establishments transit certified DBE's (certified by the FDOT, Equal Opportunity Office, in the Disadvantaged Business Enterprise Directory) that currently provide service in our service area.

The process used to obtain the percent of DBE's to TOTAL establishments by NAICS code and the potential contract percent is illustrated below.

Regional Certified by FDOT UCP Program DBE	$\frac{5}{162} = 5.67\%$	Weighted average
Total FDOT UCP Program DBE Potential Bidders	162	

The percent of DBE establishments by NAICS codes available in the Collier County and FDOT District One area is 5.84%. Collier Area Transit has 3 paratransit subcontractors that appear to qualify for FDOT UCP Transit Certification as a DBE Vendor. Each has been provided repeated information on becoming certified, and each continues to receive such information.

Step 2

Step 2 of the Goal setting process is designed to adjust the Step One base figure to make it as precise as possible. All “relevant and reliable” data must be gathered and considered during this step of the process. *(Relevant and reliable data include past participation, evidence from “disparity” studies, statistical disparities in the ability of DBE’s to obtain financing, etc., data on self employment, education and training, and any other data that would help to better measure the percentage of work that DBE’s would be likely to obtain in the absence of discrimination.)* *(Many different types of studies have been referred to as disparity studies. The term is broadly used in the regulation to mean any type of study designed to investigate the existence of discrimination in contracting.)* Staff is not aware of any disparity studies pertaining to this area.

This is Collier County’s eighth DBE plan. A Step 2 adjustment is not anticipated for Fiscal Years 2011; 2012 and 2013.

Step 3

Race/Gender-Neutral and Race/Gender-Conscious Split methodology.

Staff reviewed the “U.S. Department of Transportation Office of Small and Disadvantaged Business Utilization” guidelines prior to preparing the DBE Goal. The guidelines for step 3 provide assistance in determining what factors to consider in projecting the overall portion of the goal that will be met through race/gender-neutral means. With one exception, the examples are based on past participation or experience. As in step 2, this is our eighth plan. Therefore, in determining the race/gender-neutral and race/gender-conscious split, staff used the available data below.

Percent		
Race/Gender-Neutral		5.67%
Total DBE		6%

This data will be continually monitored and updated if necessary through the balance of FY 2010, and FY 2011, 2012 and 2013.