

MUNICIPALITY OF ANCHORAGE



Office of Equal Opportunity

907-343-4878

Mayor Dan Sullivan

PUBLIC NOTICE

The Municipality of Anchorage, Office of Equal Opportunity (MOA/OEO) proposes the following overall Disadvantaged Business Enterprise (DBE) Goal of 4.7% for Federal Fiscal Year (FFY) 2013-2015 for Federal Transit Administration (FTA) funding.

The Triennial DBE goal setting is a two-step process:

- Step 1 is the ratio of DBEs derived from the 2010 United States Census Data and the Alaska Unified Certification Directory.
- Step 2 is the potential adjustment of the Step 1 goal, based on the effects of discrimination in the public contracting program and past participation.

As a recipient of U.S. Department of Transportation FTA funds, the MOA is seeking public participation from all interested parties to assist in establishing DBE utilization goals for FFY 2013-2015. Individuals or groups with information concerning the availability of disadvantaged and non-disadvantaged businesses, the effects of discrimination on opportunities for DBEs, and ways to establish a level playing field and provide fair participation for DBEs are encouraged to present information and comments on the goals for 45 days from the date of this notice.

Interested parties are encouraged to submit their comments in writing to the address listed below. The proposed goal and methodology are available for review at OEO (Monday through Friday from 8:00 am-5:00 pm) and online (www.muni.org), during the 45-day public comment period.

Municipality of Anchorage, Office of Equal Opportunity

P.O. Box 196650, Anchorage, AK 99519-6650

Email: oeo@muni.org

Phone: (907)343-4897 Fax: (907)343-4875

Participant Access - Individuals requiring an accommodation or assistance to participate please call (907)343-4897 or via email: oeo@muni.org. To contact via Alaska Relay dial 7-1-1 for a relay call (800)770-8973 (TTY) or (800)770-8255 (voice). Upon request, reasonable accommodations will be made for special needs related to disabilities.

Nondiscrimination - It is the policy of the MOA that no person will be excluded from participation in or be excluded benefits of any programs, services or activities we provide based on race, religion, color, gender, age, marital status, ability or national origin.

Sponsored by: Municipality of Anchorage, Office of Equal Opportunity

Mailing Address: P.O. Box 196650 • Anchorage, Alaska 99519-6650 • <http://www.muni.org>

FTA GOAL DEVELOPMENT

A. Overall DBE Goal

As the recipient of FTA Federal funds, the Municipality of Anchorage, Public Transportation Department must set an overall goal for Disadvantaged Business Enterprises (DBE) to participate in U.S. Department of Transportation (DOT) assisted contracts. The overall race-neutral goal provides for participation by certified DBEs and will not be subdivided into group specific goals. Further, no contractor will be subject to a quota, set aside, or preference.

B. Overall Goal Amount

The DBE Liaison Officer shall establish an overall goal for the participation of DBEs in all budgeted contracts utilizing Federal funds. The overall annual goal is expressed as a percentage of the total amount of contractible opportunities of the Public Transportation Department's FFY13-15 budgets.

The overall goal is contingent on a step 1 base figure of demonstrable evidence of the availability of ready, willing and able DBEs to participate in federally assisted contracts. A step 2 adjustment was made based on reported FFY 10-12 DBE participation. A weighted goal was not established due to the lack of supporting data. In the future, the overall goal and methodology can be further evaluated and adjusted pending major contract closeouts and additional past performance DBE utilization data.

Approximately \$6,837,000 of contractible opportunities exists within the Public Transportation Department's anticipated federal funding for FFY13-15. The goal for FFY 13-15 is to expend \$307,665 (4.5% race-neutral) utilizing DBE contractors.

METHOD

Data was gathered and utilized from a variety of external sources to develop a reasonable DBE goal setting methodology. Preliminary assumptions were made regarding which North American Industry Classification System (NAICS) codes are relevant to projects receiving federal funding in FFY 13-15. Those assumptions are reflected in the attached spreadsheet. As a result of this analysis, the Public Transportation Department projects DBE participation of at least \$307,665 (4.5% race-neutral) on federally funded projects. The following is a summary of the methodology used to calculate this goal.

Step 1 - Determining Base Figure Relative DBE Availability

The base figure for the relative availability of DBEs was calculated as follows:

Base figure = Ready, willing & able DBEs in the Central Region / All firms ready, willing & able in the MOA.

The data source or demonstrable evidence used to derive the numerator was the June 17, 2013 Alaska Unified Certification Program Directory of Certified Disadvantaged Business Enterprises, Alphabetical by NAICS Code.

The data source or demonstrable evidence used to derive the denominator was the US Census NAICS codes and the 2011 US Census County Business Patterns for the Municipality of Anchorage.

When we divided the numerator by the denominator we arrived at the base figure for the overall goal and that number was: 0.21 or 21%.

Step 2 – Base Goal Adjustment

In prior DBE goal-setting, the Municipality did not utilize a step 2 adjustment due to the limited number of certified DBEs in the area based on the 2008 Alaska Disparity Study produced by the State of Alaska (<http://www.dot.state.ak.us/cvlrts/data.shtml>).

To calculate the current capacity of DBEs available to perform work on federally assisted contracts, prior DBE utilization data was reviewed for FFY 10-12. The previous years goals were set at 3.5% race-conscious and 1.5% race-neutral, for an overall DBE goal of 5%.

Based on the reported DBE utilization data for FFY 10-12, implementing a 4.5% race-neutral goal for FFY 13-15 increases the likelihood of the Municipality achieving its DBE goal. The step 2 adjustment can be further refined once additional race-neutral analysis on completed contracts occurs. The three year median step 2 adjustment is based on the information provided in the table below.

Federal Fiscal Year	Total Dollars	Total to DBEs (\$)	Percentage
2010 FTA-Assisted Projects	\$879,434	\$0	0%
2011 FTA-Assisted Projects	\$1,516,752	\$125,000	11.1%
2012 FTA-Assisted Projects	\$3,318,391	\$150,127	4.5%

U.S. DOT regulations require the maximum feasible portion of the DBE Overall Annual Goal be met by using race-neutral methods. Once the overall annual goal is proposed, the DBE Liaison Officer and the Director of Procurement shall analyze and project the maximum feasible portion of that goal that can be achieved by using race-neutral methods. This analysis is a review of past contracting history with information including, but not limited to:

1. DBE participation as prime contractors on U.S. DOT assisted contracts;
2. DBE participation on projects where no DBE goals have been established;
3. DBE participation on prime contracts exceeding contract goals;
4. DBE participation on projects as non-committed DBE subcontractors.

Therefore, the Public Transportation Department elects to implement an overall race-neutral DBE goal of 4.5% for federally assisted projects for FFY 13-15 (exclusive of FTA funds to be used for the purchase of transit vehicles). This goal is set based on the relative availability of DBE's of 21%, and DBE utilization on prior year projects.

Anticipated DOT Assisted Contract Amounts:					
	FY 2013	\$	2,207,000		
	FY 2014	\$	4,130,000		
	FY 2015	\$	500,000		
	TOTAL	\$	6,837,000		
Overall Three Year Goal to be accomplished through RN means: 4.5%					
	FY 2013	\$	99,315		
	FY 2014	\$	185,850		
	FY 2015	\$	22,500		
	Total dollar amount estimated to be expended on DBE's:	\$	307,665		
Projects Transit Anticipates Awarding		AMOUNT	2013	2014	2015
Radios People Mover		\$ 85,000	X		
Regional Household Travel Survey		\$ 100,000	X		
Bus Wash facility heater		\$ 170,000	X		
Radios AnchorRIDES		\$ 180,000	X		
AnchorRIDES MDTs		\$ 250,000	X		
Install 3 ECO 60 hoists		\$ 300,000	X		
Warm Storage Building HRV Replacement		\$ 322,000	X		
U-Med, Phase 3		\$ 500,000	X		
Dimond Intermodal Facility		\$ 3,200,000	X	X	
Paint Shop/Generator Room Heat Issues		\$ 50,000		X	
Main Shop Hot H2O Pressure Washer		\$ 80,000		X	
VTCLI trip planner/app		\$ 120,000		X	
Winter City Pedestrian Improvements		\$ 280,000		X	
C Street @ 7th Avenue		\$ 350,000		X	
Bus Stop Improvements		\$ 350,000		X	
Bus Washer		\$ 500,000			X
TOTAL		\$ 6,837,000			
*Anticipated contracts to be awarded over \$50,000					

Methodology used to Calculate Overall Goal

Step 1: 26.45(c)

Determine the base figure for the relative availability of DBEs.

The base figure for the relative availability of DBE's was calculated as follows:

$$\text{Base figure} = \frac{\text{Ready, willing \& able DBEs in the Central Region}}{\text{All firms ready, willing \& able in the MOA}}$$

The data source or demonstrable evidence used to derive the numerator was: The June 17, 2013 Alaska Unified Certification Program Directory of Certified Disadvantaged Business Enterprises, Alapbetical by NAICS Code.

The data source or demonstrable evidence used to derive the denominator was: The US Census North American Industry Classification System (NAICS) and the US Census County Business Patterns for the Municipality of Anchorage.

When we divided the numerator by the denominator we arrived at the base figure for our overall goal and that number was: 21%

Step 2: 26.45(d)

After calculating a base figure of the relative availability of DBEs, evidence was examined to determine what adjustment was needed to the base figure in order to arrive at the overall goal.

In order to reflect as accurately as possible the DBE participation we would expect in the absence of discrimination we have adjusted our base figure by 16.5%.

The data used to determine the adjustment to the base figure was: The 3 yr median of FFY 10-12

The reason we chose to adjust our figure using this data was because: past performance was historically lower at 4.5% than the step 1 base figure of 21%.

From this data, we have adjusted our base figure to: 4.5% until additional data is available

NAICS Codes & Type of Work	# of DBE Firms Available to Perform this Work in CR	Number of All Firms Available (including DBE's) in the MOA	% Relative Availability
2362 Nonresidential Building ConstructionT	38	114	33%
2371 Utility System ConstructionT	8	44	18%
2373 Highway, Street, and Bridge ConstructionT	22	30	73%
2381 Foundation, Structure, and Building Exterior ContractorsT	16	116	14%
2382 Building Equipment ContractorsT	7	190	4%
2383 Building Finishing ContractorsT	12	189	6%
2389 Other Specialty Trade ContractorsT	40	99	40%
5413 Architectural, Engineering, and Related ServicesT	38	241	16%
5415 Computer Systems Design and Related ServicesT	11	100	11%
5416 Management, Scientific, and Technical Consulting ServicesT	86	188	46%
5418 Advertising, Public Relations, and Related ServicesT	9	33	27%
5419 Other Professional, Scientific, and Technical ServicesT	12	72	17%
TOTAL:	299	1416	21%

*Determined NAICS codes based on anticipated federally funded projects.