

REPORT TO SHASTA COUNTY RTPA

SUBJECT	MEETING DATE	ITEM NUMBER
Conduct a Public Hearing Concerning the Overall Annual Goal for the Disadvantaged Business Enterprises as Required by the Federal Regulations	10/24/00	5

RECOMMENDATION

It is recommended the Agency:

1. Conduct a public hearing concerning the Overall Annual Goal for the Disadvantaged Business Enterprise (DBE) as required by the federal regulations, and
2. Direct RTPA staff to complete the Public Participation Process and prepare responses for consideration by the Agency at the December RTPA meeting.

SUMMARY

Local agencies, including the RTPA, are required to adopt DBE goals to receive federal funds. The adoption process includes a "Notice of Overall Goals" and a 45-day public comment period. In addition to these requirements, the RTPA is also conducting a public hearing to provide additional opportunities for the public to comment on local agency annual DBE goals. No action is required by the agency during the public hearing.

DISCUSSION

In order to receive federal funds for planning, capital acquisition, engineering and construction costs for transportation projects, local agencies are required to adopt annual goals to encourage DBE participation in federally funded contracts. This requirement has been in place for sometime but new regulations are now in effect. Prior to adoption by local agencies and acceptance by Caltrans, local agencies are required to complete a Public Participation Process. The process includes a 45-day public comment period. The RTPA is holding a public hearing to inform the public about the DBE goal setting process.

The RTPA is also providing technical assistance to member agencies to complete this Public Participation Process. The RTPA has published a "Notice of Overall Goal" for the RTPA, City of Anderson, City of Shasta Lake, Shasta County, City of Redding and the Redding Area Bus Authority. The notice is required to inform the public that the proposed goal and its rationale are available for review during normal business hours at the local agency's principal place of business for 30 days from the date of the notices. The notice also informs the public that comments will be accepted on the goals for 45 days from the date of the notices. The notice must appear in newspapers, minority focus media, trade publications or websites. Although a public hearing is not required to meet the Public Participation Process requirements, the RTPA is conducting this public hearing to provide an additional forum for public input on this matter. Comments received during the 45-day notice period must be responded to and accepted by the local agency prior to adoption.

RTPA Goal Methodology

To establish Shasta County Regional Transportation Agency's Base Figure of the relative availability of DBEs in relation to all comparable firms available for Shasta County's contracting program, Shasta County Regional Transportation Agency has elected to utilize the Caltrans DBE Directory of Certified Firms (filtered to represent only DBE firms within Shasta County's relevant market area) for calculating the numerator and the Shasta Builders' Exchange (SBE) Summer 2000 Membership Directory (filtered to represent contractors which may perform professional services) within the same geographical market area to calculate the denominator, as follows:

For the numerator: Caltrans' DBE Directory of Firms in Shasta County
For the denominator: Shasta Builder's Exchange Directory of Firms in Shasta County

To derive at the relative availability of DBEs, the number of DBEs available in Caltrans' DBE directory was divided by the number of all comparable Shasta Builder's Exchange firms available. Application of this formula yielded the following baseline information:

$$\frac{\text{Number of Ready, Willing, and Able DBEs}}{\text{Number of Ready, Willing, and Able Firms}} = \text{BASE FIGURE}$$

The Base Figure resulting from this calculation is as follows:

$$\text{Base Figure} = \frac{\text{DBEs}}{\text{SBEs}} * 100 = \frac{1}{17} * 100 = 5.88\%$$

The base figure is then adjusted using projected volumes of work DBEs are expected to perform, utilizing goals approved by other agencies and using the Census Bureau Business pattern database. The result of this adjustment is to raise the goal from 5.88% to 8.00%.

The proposed DBE goal for the Regional Transportation Planning Agency is 8 percent. This means that when the Agency contracts for professional services such as traffic model upgrades and air quality modeling activities, the contract would include (DBE) contractors that would do at least 8 percent of the work.

Staff is recommending that the Agency conduct the public hearing and direct staff to prepare responses to comments received during the public comment period. RTPA staff will then prepare the DBE program that will include the proposed methodology and goal setting rationale for consideration by the Agency at the December RTPA meeting.

ALTERNATIVES

The Agency could choose to not conduct the public hearing because it is not required to do so. This is not recommended because the Agency must make reasonable efforts to seek public comments. A public hearing provides an additional opportunity for public input.

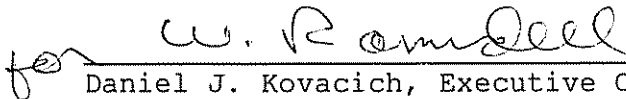
OTHER AGENCY INVOLVEMENT

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The RTPA is providing technical assistance to member agencies to assist them in meeting requirements of the Public Participation Process. The following agencies are included in the "Notice of Overall Goal": RTPA, City of Anderson, City of Shasta Lake, Shasta County, City of Redding and the Redding Area Bus Authority. Caltrans also has an oversight role for this process

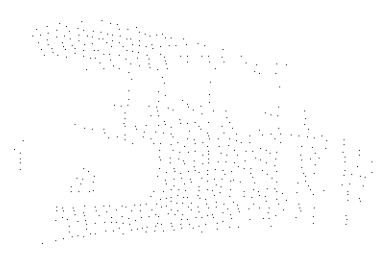
FINANCING

The adoption of an overall annual goal is required to receive federal funding for planning, capital acquisition, engineering and construction costs for transportation projects. Federal funds will be withheld from agencies who have not completed this process in accordance with the guidelines set forth by Caltrans and federal agencies.


Daniel J. Kovacich, Executive Officer

/jmg

Enclosure: DBE Public Notice



SHASTA COUNTY REGIONAL TRANSPORTATION PLANNING AGENCY

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EXECUTIVE OFFICER

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PUBLIC NOTICE

SHASTA COUNTY REGIONAL TRANSPORTATION PLANNING AGENCY
AND MEMBER AGENCIES:
COUNTY OF SHASTA
CITY OF REDDING
CITY OF ANDERSON
CITY OF SHASTA LAKE
REDDING AREA BUS AUTHORITY

NOTICE IS HEREBY GIVEN, that the Shasta County Regional Transportation Planning Agency (RTPA) and its member agencies: County of Shasta, City of Redding, City of Anderson, City of Shasta Lake and Redding Area Bus Authority have established an Overall Annual Disadvantaged Business Enterprise Goal, applicable to contracting opportunities scheduled to be awarded during the period of October 1, 2000 through September 30, 2001. The Shasta County RTPA and its member agencies proposed Overall Annual Goal and its rationale were developed in response to U.S. Department of Transportation's New Disadvantaged Business Enterprise Program Final Rule (49 CFR Part 26) and are available for inspection for thirty (30) days following the date of this Notice, from 8:00 a.m. to 5:00 p.m., Pacific Standard Time, Monday through Friday at our principal place of business located at:

Shasta County RTPA
1855 Placer Street
Redding, CA 96001
www.scrpta.org

Shasta County
Department of Public Works
1855 Placer Street
Redding, CA 96001

City of Redding
Department of Public Works
777 Cypress Avenue
Redding, CA 96001
www.ci.redding.ca.us

City of Anderson
Department of Public Works
1887 Howard Street
Anderson, CA 96007
www.ci.anderson.ca.us

City of Shasta Lake
Department of Public Works
P.O. Box 777
Shasta Lake, CA 96019
www.ci.shasta-lake.ca.us

Redding Area Bus Authority
777 Cypress Avenue
Redding, CA 96001
www.ci.redding.ca.us/raba/rabahome.htm

Comments will be accepted on the Goal for forty-five (45) days from the date of this Notice. Comments can be forwarded to Shasta County RTPA at the above stated address or to the District Local Assistance Engineer at the California Department of Transportation, Caltrans District 2, P.O. Box 496073, Redding, CA 96049-6073.

The RTPA will also conduct a public hearing at the Shasta County Courthouse, 1500 Court Street, Redding, California on October 24, 2000 at 4:00 p.m.

Dated at Redding , California, this 18th day of October, 2000. Daniel J. Kovacich, Executive Director, Shasta County Regional Transportation Planning Agency.