

# Fiscal Year 2020 – Fiscal Year 2022

## DBE Goal Update

### OVERALL GOAL CALCULATION

**Name of Recipient:** North Central Texas Council of Governments

**Goal Period:** October 1, 2019 through September 30, 2022

**Anticipated U.S. DOT-Assisted Contract Amount:** Approximately \$32.09M

NCTCOG anticipates awarding approximately \$32.09 million in contracting opportunities across all funding sources. Contracting opportunities for this goal period include anticipated procurements NCTCOG will complete as well as anticipated procurements subrecipients will complete. Table 1 provides a delineation of contract awards between the Federal Transit Administration (FTA) and other federal and local sources. Contracting opportunities for other federal and local sources could include funding from the Federal Highway Administration (FHWA), Department of Energy (DOE), Department of Defense (DOD), and other federal and local sources <sup>(1)</sup>.

**Table 1. Anticipated Contract Awards by Funding Source**

Funding Source	Total Anticipated Contract Awards
Federal Transit Administration	\$15,796,216
Other Federal and Local Sources	\$16,298,850
<b>TOTAL</b>	<b>\$32,095,066</b>

For the Fiscal Year (FY) – FY 2022 goal period NCTCOG has included anticipated contract opportunities for its subrecipients – those entities receiving financial assistance to help carry out the activities of a federally-funded program. Examples of subrecipients would include small transit providers, cities, counties, independent school districts, etc. NCTCOG will coordinate with subrecipients who are receiving federal funds through a subaward to ensure appropriate contract goals, where appropriate, are being set to ensure compliance with NCTCOG's DBE goal.

**Overall DBE Goal:** 19.4%

NCTCOG has an overall DBE Goal of 19.4%. This overall goal is weighted based on contract awards for all funding sources. Table 2 includes a delineation of overall DBE goals between the FTA and other federal and local sources.

**Table 2. DBE Goal by Funding Source**

Funding Source	DBE Goal
Federal Transit Administration	15.8%
Other Federal and Local Sources	21.3%

**Anticipated Overall DBE Expenditures:** Approximately \$6.23M

<sup>(1)</sup> To the extent that funding sources have DBE related provisions that require specific DBE participation goals, those provisions prevail.

An overall DBE goal of 19.4% results in an anticipated overall DBE Expenditure of approximately \$6.23 million. Table 3 calculates the anticipated DBE expenditures. This information is calculated based on the Anticipated Contract Awards by Funding Source in Table 1 and the DBE goal by Funding Source provided in Table 2.

**Table 3. Anticipated DBE Expenditures by Funding Source**

Funding Source	Anticipated DBE Expenditures
Federal Transit Administration	\$2,490,744
Other Federal and Local Sources	\$3,475,490

Pursuant to Section 49 Code of Federal Regulations Part 26, the North Central Texas Council of Governments (NCTCOG) has proposed an overall goal of 19.4% for the participation of Disadvantaged Business Enterprises (DBEs) in its Transportation Department contracts funded by the U.S. Department of Transportation (DOT), through the Federal Aviation Administration (FAA), Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA), effective October 1, 2019 through September 30, 2022.

Table 4 summarizes the categories of upcoming procurements, and the funding sources anticipated to cover contract awards for FY 2020 - FY 2022.

**Table 4. Procurement Categories by Funding Source**

Procurement Category	Federal Transit Administration	Other Federal and Local Sources
Building Construction	X	
Marketing, Advertising, and Public Relations Services	X	X
Office Supplies & Equipment	X	X
Operational Administrative, Communications, Support Services	X	
Planning/Engineering	X	X
Software and Ancillary Information Technology Professional Services	X	X
Transportation Equipment		X
Vehicle Maintenance and Operations Support	X	

For FTA-assisted vehicle procurements, vehicle manufacturers must certify compliance with 49 CFR Part 26. Procurements for transit vehicles will not be considered in calculating the overall DBE goal.

It is the policy of NCTCOG to award a fair share of contract awards to DBE firms without regard to the funding source utilized. NCTCOG will apply the principles of the DBE program for non-U.S. DOT-assisted contracting and service provision opportunities to the fullest extent possible.

## **MARKET AREAS**

Two separate market areas were considered in the DBE Availability Analysis:

- 1) NCTCOG Market Area, and
- 2) Subrecipient Market Area

This is due to the nature of services and expected contractors for NCTCOG initiated procurements versus those initiated by NCTCOG's subrecipients.

### *Determination of NCTCOG's Market Area*

The market area for the DBE availability analysis is the Dallas-Fort Worth-Arlington Metropolitan Statistical Area (MSA) which includes Collin, Dallas, Denton, Ellis, Hood, Hunt, Johnson, Kaufman, Parker, Rockwall, Somervell, Tarrant, and Wise counties. DBE availability was determined utilizing data from the Texas Uniform Certification Program (TUCP). Firms certified through the TUCP identify work districts and regions where they conduct business. Several firms do business in multiple work districts and regions throughout the State.

The Dallas-Fort Worth-Arlington MSA was used as the market area because:

- a. A substantial majority of the bidders (contractors and subcontractors) are based in the Dallas-Fort Worth region and
- b. A substantial majority of the contracting dollars will be expended in the Dallas-Fort Worth region.

### *Determination of Subrecipient's Market Area*

The market area for the subrecipient's DBE availability analysis was defined by the service areas of the small transit providers – Denton, Ellis, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, or Parker Counties. DBE availability was determined by utilizing data from the TUCP.

The counties of Denton, Ellis, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, and Parker are used as the market area because:

- a. A substantial majority of the bidders (contractors and subcontractors) are based in those counties.
- b. A substantial majority of the contracting dollars will be expended in the counties of Denton, Ellis, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, and Parker.

## **METHODOLOGY**

The methodology employed to develop the overall DBE Goal for FY 2020 – FY 2022 was a two-step process. First, NCTCOG analyzed data to develop a percentage of ready, willing, and able DBE firms in NCTCOG's and Subrecipient's market area to perform the work anticipated to be awarded during this period. NCTCOG projected the types of procurements and potential contract awards and developed data to determine the number of DBE firms ready, willing, and able to perform those functions. NCTCOG assumed that a DBE firm was ready, willing and able to perform the types of work anticipated if the firm had a current DBE certification for that business classification code. The Step 1 figure was developed without regard to the previous DBE goal, past performance, or the national aspirational goal. NCTCOG

reviewed DBE availability, by market area, weighted by the value of the potential contract award compared with a non-weighted average. The result of Step 1 was the development of a base figure for the DBE goal.

Second, in order to develop a more precise DBE goal, NCTCOG analyzed data to determine whether any adjustments to the base figure were warranted. NCTCOG checked for availability of disparity studies, reviewed other agencies DBE goals, reviewed NCTCOG's past performance on DBE participation, and reviewed NCTCOG's previous participation goals and associated availability. These items were evaluated to determine whether to adjust the base figure developed under Step 1.

## **STEP 1**

In order to determine an overall goal, the following data sources were utilized to determine a base figure for the relative availability of DBEs:

- 2016 Dallas-Fort Worth-Arlington Metropolitan Statistical Area Business Patterns
  - <https://www.census.gov/data/datasets/2016/econ/cbp/2016-cbp.html>
- State of Texas – Texas Unified Certification Program (TUCP) DBE Directory
  - <https://txdot.txdotcms.com/FrontEnd/VendorSearchPublic.asp?TN=txdot&XID=2340>

After identifying the anticipated types of contracts that will be awarded in FY 2020 – FY 2022, Business Pattern Data for all firms in the Dallas-Fort Worth-Arlington MSA was identified for the applicable contracting areas. The Dallas-Fort Worth-Arlington MSA, by market area, was used as the local market area, since the majority of contractors and subcontractors that bid on NCTCOG and subrecipient procurements are located in this area. The TUCP consolidates all DBE firms certified by six different agencies into one centralized DBE Directory for DOT funded contracts.

The initial calculation of DBE availability was accomplished using data from the most recent County Business Pattern Data for the Dallas-Fort Worth-Arlington MSA (2016), by market area, and the TUCP data. The North American Industry Standard Classification (NAICS) codes used in the calculation for the DOT-assisted contracts for FY 2020 – FY 2022 are reflected in Table 5.

Table 5 below identifies the potential contracting opportunities, number of DBE firms, total firms, and percentage of DBE firms by type of work. Since the DBE percentages and potential contract awards by type of work are not uniform, NCTCOG weighted the DBE availability by the amount of the potential contract awards and market area.

**Table 5**  
**DBE Availability Analysis –**  
**Anticipated Contracting Opportunities for Federal Transit Administration Awards**  
**NCTCOG & Subrecipients**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms^	Total Firms^	DBE %
<b>Building Construction</b>					
236220	Commercial and institutional building construction	\$275,000	235	791	
			235	791	<b>29.7%</b>
<b>Marketing, Advertising, and Public Relations Services</b> (including specialty print services, sign manufacturing, and advertising agency support; and printing and postage costs)					
323111	Commercial printing		19	435	
323113	Commercial screen printing		11	117	
339950	Sign manufacturing		15	154	
541810	Advertising Agencies		36	359	
541820	Public Relations Agencies		80	127	
541830	Media Buying Agencies	\$267,708	7	24	
541840	Media Representatives		6	46	
541850	Outdoor Advertising		10	60	
541860	Direct Mail Advertising		6	78	
541870	Advertising Mail Distribution Services		4	18	
541890	Other Services Related to Advertising		42	200	
541910	Marketing Research/Public Opinion Polling		25	116	
			261	1734	<b>15.1%</b>
<b>Office Supplies &amp; Equipment (Rental &amp; Purchase)</b>					
443142	Electronic stores		10	848	
453210	Office Supplies and stationery stores	\$587,334	16	127	
532420	Office Machinery and equipment rental and leasing		3	22	
			29	997	<b>2.9%</b>
<b>Operational Administrative, Communications, Support Services</b> (including insurance; uniforms; security, janitorial, landscaping, pest control services; communication services; audit services; building maintenance; training; and specialty trade contractors for general operations support)					
561621	Investigation and Security Services		13	176	
561720	Janitorial services		81	797	
561730	Landscaping services		91	1171	
561710	Exterminating and pest control services		3	272	
561740	Carpet and upholstery cleaning services		20	112	
561421	Telephone answering services		1	27	
561990	All other support services	\$2,475,678	25	175	
541211	Offices of Certified Public Accountants		16	1032	
517110	Wired telecommunications carriers		5	852	
517919	All other Telecommunications		5	116	
524126	Direct property and casualty insurance carriers		0	210	
611692	Automobile driving schools		1	48	
621999	All other miscellaneous ambulatory health care services		5	89	

	Uniforms, Men's and Boy's Clothing and Furnishings			
424320	Merchant Wholesalers		2	64
448190	Other Clothing Stores		1	175
238220	Plumbing, heating and air-conditioning contractors		42	1619
	Electrical contractors and other wiring installation			
238210	contractors		81	1102
811212	Computer and office machine repair and maintenance		13	102
811412	Appliance repair and maintenance		1	66
			<u>406</u>	<u>8205</u>
				<b>4.9%</b>

#### Planning/Engineering

541310	Architectural Services (Urban Planning)		77	452
541330	Engineering Services	\$6,830,000	447	1221
			<u>524</u>	<u>1673</u>
				<b>31.3%</b>

#### Software and Ancillary Information Technology Professional Services

511210	Software Publishers		5	241
541512	Computer Systems Design Services	\$382,756	148	2087
541519	Other Computer Related Services		66	307
			<u>219</u>	<u>2635</u>
				<b>8.3%</b>

#### Transportation Equipment

	Transportation Equipment & Supplies			
423860	(except Motor Vehicle) Merchant Wholesaler	\$0	8	104
			<u>8</u>	<u>104</u>
				<b>7.7%</b>

#### Vehicle Maintenance and Operations Support

(including tires; engine oils, fluids, stock parts, stock supplies, shop tools for preventative maintenance; vehicle graphics; towing; fuel; and preventative maintenance)

	Tires, new, motor vehicle, merchant wholesalers (heavy truck)		2	55
423130				
	Service establishment equipment and supplies merchant wholesalers		13	93
423850				
441320	Truck tires and tubes dealers (except heavy truck)	\$4,977,740	3	379
441310	Truck tires and tubes dealers (except heavy truck)		3	642
454310	Fuel Dealers		1	46
488410	Towing services, motor vehicle		0	139
811111	General Automotive Repair		8	1215
			<u>30</u>	<u>2569</u>
				<b>1.2%</b>

**TOTAL \$15,796,216 1712 18708**

#### Weighted by Contract Award

**15.8%**

^Numbers reflect firms serving or located in the Dallas-Fort Worth-Arlington Metropolitan Statistical Area.

**Table 5.1**  
**DBE Availability Analysis –**  
**Anticipated Contracting Opportunities for Federal Transit Administration Awards**  
**NCTCOG**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms^	Total Firms^	DBE %
<b>Marketing, Advertising, and Public Relations Services</b>					
323111	Commercial printing		19	435	
323113	Commercial screen printing		11	117	
541810	Advertising Agencies		36	359	
541820	Public Relations Agencies		80	127	
541830	Media Buying Agencies		7	24	
541840	Media Representatives	\$50,000	6	46	
541850	Outdoor Advertising		10	60	
541860	Direct Mail Advertising		6	78	
541870	Advertising Mail Distribution Services		4	18	
541890	Other Services Related to Advertising		42	200	
541910	Marketing Research/Public Opinion Polling		25	116	
			246	1580	<b>15.6%</b>
<b>Office Supplies &amp; Equipment (Rental &amp; Purchase)</b>					
443142	Electronic stores		10	848	
453210	Office Supplies and stationery stores	\$50,000	16	127	
532420	Office Machinery and equipment rental and leasing		3	22	
			29	997	<b>2.9%</b>
<b>Planning/Engineering</b>					
541310	Architectural Services (Urban Planning)		77	452	
541330	Engineering Services	\$6,750,000	447	1221	
			524	1673	<b>31.3%</b>
<b>Software and Ancillary Information Technology Professional Services</b>					
511210	Software Publishers		5	241	
541512	Computer Systems Design Services	\$170,000	148	2087	
541519	Other Computer Related Services		66	307	
			219	2635	<b>8.3%</b>
	<b>TOTAL</b>	<b>\$7,020,000</b>	<b>1018</b>	<b>6885</b>	
					<b>30.4%</b>

^Numbers reflect firms serving or located in the Dallas-Fort Worth-Arlington Metropolitan Statistical Area.

**Table 5.2**  
**DBE Availability Analysis –**  
**Anticipated Contracting Opportunities for Federal Transit Administration Awards**  
**Subrecipients**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms <sup>^</sup>	Total Firms <sup>^</sup>	DBE %
<b>Building Construction</b>					
236220	Commercial and institutional building construction	\$275,000	235	791	<b>29.7%</b>
			235	791	
<b>Marketing, Advertising, and Public Relations Services</b> (including specialty print services, sign manufacturing, and advertising agency support; and printing and postage costs)					
323111	Commercial printing		11	396	
323113	Commercial screen printing	\$217,708	8	105	
339950	Sign manufacturing		15	154	
541810	Advertising agencies		21	306	
				55	961
<b>Office Supplies &amp; Equipment (Rental &amp; Purchase)</b>					
443142	Electronic stores		5	729	
453210	Office Supplies and stationery stores	\$537,334	1	108	
532420	Office Machinery and equipment rental and leasing		3	21	
			9	858	<b>1.0%</b>
<b>Operational Administrative, Communications, Support Services</b> (including insurance; uniforms; security, janitorial, landscaping, pest control services; communication services; audit services; building maintenance; training; and specialty trade contractors for general operations support)					
561621	Investigation and Security Services		13	176	
561720	Janitorial services		81	797	
561730	Landscaping services		91	1171	
561710	Exterminating and pest control services		3	272	
561740	Carpet and upholstery cleaning services		20	112	
561421	Telephone answering services		1	27	
561990	All other support services		25	175	
541211	Offices of Certified Public Accountants		16	1032	
517110	Wired telecommunications carriers		5	852	
517919	All other Telecommunications		5	116	
524126	Direct property and casualty insurance carriers	\$2,475,678	0	210	
611692	Automobile driving schools		1	48	
621999	All other miscellaneous ambulatory health care services		5	89	
	Uniforms, Men's and Boy's Clothing and Furnishings				
424320	Merchant Wholesalers		2	64	
448190	Other Clothing Stores		1	175	
238220	Plumbing, heating and air-conditioning contractors		42	1619	
	Electrical contractors and other wiring installation contractors		81	1102	
811212	Computer and office machine repair and maintenance		13	102	
811412	Appliance repair and maintenance		1	66	
			406	8205	<b>4.9%</b>
<b>Planning/Engineering</b>					
541310	Architectural services (Urban Planning)	\$80,000	72	401	
541330	Engineering Services		299	986	



371 1387 **26.7**  
 %

**Software and Ancillary Information Technology Professional Services**

511210	Software publishers		3	186	
541512	Computer Systems Design Services	\$212,756	97	1464	
			<u>3</u>	<u>186</u>	<b>1.6%</b>

**Vehicle Maintenance and Operations Support**

(including tires; engine oils, fluids, stock parts, stock supplies, shop tools for preventative maintenance; vehicle graphics; towing; fuel; and preventative maintenance)

423130	Tires, new, motor vehicle, merchant wholesalers (heavy truck)		2	55	
423850	Service establishment equipment and supplies merchant wholesalers		13	93	
441320	Truck tires and tubes dealers (except heavy truck)	\$4,977,740	3	379	
441310	Truck tires and tubes dealers (except heavy truck)		3	642	
454310	Fuel Dealers		1	46	
488410	Towing services, motor vehicle		0	139	
811111	General Automotive Repair		8	1215	
			<u>30</u>	<u>2569</u>	<b>1.2%</b>

**TOTAL \$8,776,216 1109 14099**

**Weighted by Contract Award 3.2%**

^Numbers reflect firms serving or located in Denton, Ellis, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, or Parker counties.

**Table 6**  
**DBE Availability Analysis -**  
**Anticipated Contracting Opportunities for Other Federal and Local Sources**  
**NCTCOG & Subrecipients**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms^	Total Firms^	DBE %
<b>Marketing, Advertising, and Public Relations Services</b>					
323111	Commercial printing		19	435	
323113	Commercial screen printing		11	117	
541810	Advertising Agencies		36	359	
541820	Public Relations Agencies		80	127	
541830	Media Buying Agencies		7	24	
541840	Media Representatives	\$1,805,050	6	46	
541850	Outdoor Advertising		10	60	
541860	Direct Mail Advertising		6	78	
541870	Advertising Mail Distribution Services		4	18	
541890	Other Services Related to Advertising		42	200	
541910	Marketing Research/Public Opinion Polling		25	116	
			246	1580	<b>15.6%</b>
<b>Office Supplies &amp; Equipment (Rental &amp; Purchase)</b>					
443142	Electronic stores		10	848	
453210	Office Supplies and stationery stores	\$429,800	16	127	
532420	Office Machinery and equipment rental and leasing		3	22	
			29	997	<b>2.9%</b>
<b>Planning/Engineering</b>					
541310	Architectural Services (Urban Planning)	\$10,044,000	77	452	
541330	Engineering Services		447	1221	
			524	1673	<b>31.3%</b>
<b>Software and Ancillary Information Technology Professional Services</b>					
511210	Software Publishers		5	241	
541512	Computer Systems Design Services	\$434,000	148	2087	
541519	Other Computer Related Services		66	307	
			219	2635	<b>8.3%</b>
<b>Transportation Equipment</b>					
423860	Transportation Equipment & Supplies (except Motor Vehicle) Merchant Wholesaler	\$3,586,000	8	104	
			8	104	<b>7.7%</b>
	<b>TOTAL</b>	<b>\$16,298,850</b>	<b>1018</b>	<b>6885</b>	
					<b>21.3%</b>

^Numbers reflect firms serving or located in the Dallas-Fort Worth-Arlington Metropolitan Statistical Area.

**Table 6.1**  
**DBE Availability Analysis -**  
**Anticipated Contracting Opportunities for Other Federal and Local Sources**  
**NCTCOG**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms <sup>^</sup>	Total Firms <sup>^</sup>	DBE %
<b>Marketing, Advertising, and Public Relations Services</b>					
323111	Commercial printing		19	435	
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541870	Advertising Mail Distribution Services		4	18	
541890	Other Services Related to Advertising		42	200	
541910	Marketing Research/Public Opinion Polling		25	116	
			246	1580	15.6%
<b>Office Supplies &amp; Equipment (Rental &amp; Purchase)</b>					
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<b>Planning/Engineering</b>					
541310	Architectural Services (Urban Planning)		77	452	
541330	Engineering Services	\$10,044,000	447	1221	
			524	1673	31.3%
<b>Software and Ancillary Information Technology Professional Services</b>					
511210	Software Publishers		5	241	
541512	Computer Systems Design Services	\$434,000	148	2087	
541519	Other Computer Related Services		66	307	
			219	2635	8.3%
		<b>TOTAL</b>	<b>\$12,712,850</b>	<b>1018</b>	<b>6885</b>
					<b>27.3%</b>

<sup>^</sup>Numbers reflect firms serving or located in the Dallas-Fort Worth-Arlington Metropolitan Statistical Area.

**Table 6.2**  
**DBE Availability Analysis -**  
**Anticipated Contracting Opportunities for Other Federal and Local Sources**  
**Subrecipients**

NAICS	Type of Work	\$ of Contract (Projected)	Total DBE Firms <sup>^</sup>	Total Firms <sup>^</sup>	DBE %
<b>Transportation Equipment</b>					
423860	Transportation Equipment & Supplies (except Motor Vehicle) Merchant Wholesaler	\$3,151,000	8	104	
			8	104	7.7%
	<b>TOTAL</b>	<b>\$3,151,000</b>	<b>8</b>	<b>104</b>	
	<b>Weighted by Contract Award</b>				<b>7.7%</b>

<sup>^</sup>Numbers reflect firms serving or located in the Dallas-Fort Worth-Arlington Metropolitan Statistical Area.

**STEP 2**

The Step 2 analysis involved the consideration of data from the following sources: 1) DBE goals from other similar agencies in the Dallas-Fort Worth Market area; 2) analysis of NCTCOG’s DOT assisted contracts for FY 2006 – FY 2019; and 3) NCTCOG’s previous DBE participation goals and associated availability. These factors were used to determine if adjusting the Step 1 availability figure was necessary.

NCTCOG researched its market area for any disparity studies which may have been conducted in the last three years. No applicable disparity studies were identified.

NCTCOG reviewed the overall DBE goals of the following agencies:

Dallas Area Rapid Transit – overall DBE goal of 31% for FY 2020 – FY 2022.

Fort Worth Transportation Authority – overall DBE goal of 13% (Proposed) for FY 2020 - FY 2022.

Denton County Transportation Authority – overall DBE goal of 7% for FY 2019 – FY 2021.

NCTCOG also examined its overall DBE participation for FY 2006 - FY 2019. The average percentage of achievements for all similar projects are:

- 2006-2010 DBE contract expenditures is 24.1%
- 2011-2013 DBE contract expenditures is 23.93%
- 2014-2016 DBE contract expenditures is 29.41%
- 2017-2019 DBE contract expenditures is 14.52%

NCTCOG’s DBE goal for the FY 2011 – FY 2019 timeframe has been 25% based on the availability of ready, willing, and able DBE firms serving this market area. This data is for NCTCOG procurements only. NCTCOG does not propose to adjust the base figure for the following reasons:

- 1) A higher DBE goal is warranted for NCTCOG versus subrecipient procurements due to differences of market areas and types of services procured.
- 2) Based on existing transit authority goals, the more suburban/rural the transit authority services the lower the expected DBE goal.
- 3) There is not sufficient historical subrecipient data to make an adjustment. (Data will be developed over the next three years).
- 4) No negative input was received from the public regarding the proposed DBE goal.
- 5) Consultation with stakeholders (e.g. minority contracting groups) provided favorable feedback on the proposed goal.

**Table 7**  
**NCTCOG Transportation Department DBE Accomplishments**  
**for DOT- Assisted Contracts**

Table 7 includes a summary of NCTCOG’s historical contract awards, DBE goals and expenditures. Information included is representative of all funding sources and only procurements issued by NCTCOG. No subrecipient data is included in the information presented in Table 7.

Fiscal Year	Total Contract Amount	DBE Goal	DBE Contract %	DBE Expenditure %
2006-2010	\$17,028,000	13%	22%	24.10%
2011-2013	\$7,122,596	25%	27.4%	23.93%
2014-2016	\$19,062,114	25%	28.56%	29.41%
2017-2019	\$13,636,563	25%	22.70%	14.52%
<b>TOTAL</b>	<b>\$56,849,273</b>	<b>21.09%**</b>	<b>24.78%**</b>	<b>23.05%**</b>

\*through July 1, 2019

\*\*Weighted based on total contract amounts

### **Breakout of Estimated Race Neutral (RN) and Race Conscious (RC) Participation**

NCTCOG will meet the maximum feasible portion of its overall goal by using RN means of facilitating DBE participation.

1. Arranging solicitations, times for the presentation of bids, quantities, specifications, and delivery schedules in ways that facilitates DBE and other small business participation.
2. Carrying out information and communications programs on contracting procedures and specific contract opportunities.
3. Ensuring distribution of DBE directory, through print and electronic means, to the widest feasible universe of potential prime contractors.

NCTCOG estimates that in meeting its overall goal of 19.41%, 8.73% will be achieved through race neutral means and 10.67% through race conscious means. This estimation is based on data presented in Table 8 below.

**Table 8**

**NCTCOG Transportation Department Summary of  
Race Conscious (RC) and Race Neutral (RN) Expenditures**

<b>Fiscal Year</b>	<b>Total Contract Expenditures</b>	<b>Total DBE Expenditures</b>	<b>DBE Expenditures through Race Conscious Means (\$)</b>	<b>DBE Expenditures through Race Conscious Means (%)</b>	<b>DBE Expenditures through Race Neutral Means (\$)</b>	<b>DBE Expenditures through Race Neutral Means (%)</b>	<b>Ratio of Race Conscious v. Race Neutral</b>
2014-2016	\$14,588,851	\$4,291,281	\$2,953,376	20.24%	\$1,337,905	9.17%	69%: 31%
2017-2019*	\$ 8,011,204	\$1,163,014	\$634,314	7.92%	\$ 528,700	6.60%	55% :45%

\*through July 1, 2019

Total expenditures for FY 2017 – FY 2019 (Table 8) have been calculated through July 1, 2019. These expenditures correlate to the contract awards of approximately \$13.63 million identified in Table 7. Many of the contracts awarded during FY 2017 -FY 2019 are still ongoing and actively incurring additional expenditures. With approximately 2.5 months remaining in FY 2019, NCTCOG anticipates increases in total contract expenditures, total DBE expenditures, and DBE expenditures achieved through RC and RN means.

NCTCOG will track actual DBE participation by RN and RC and report participation separately. For reporting purposes, RN DBE participation includes, but is not necessarily limited to, the following:

1. DBE participation through a prime contract obtained through customary competitive procurement procedures.
2. DBE participation through a subcontract on a prime contract that does not carry a DBE goal.
3. DBE participation on a prime contract exceeding a contract goal and DBE participation through a subcontract from a prime contractor that did not consider a firm’s DBE status in making the award.

**CONTRACT GOALS**

NCTCOG will use contract goals to meet any portion of the overall goal that is not projected to be met using race neutral means. Contract goals are established so that, over the period to which the overall goal applies, they will cumulatively result in meeting any portion of the overall goal that is not projected to be met through race neutral means.

NCTCOG will establish contract goals only on those U.S. DOT-assisted contracts that have subcontracting possibilities. Pursuant to 49 CFR Part 26, contract goals are not required to be established for every contract, and the size of the contract goals will be adapted to the circumstances of each such contract. NCTCOG will express its contract goals as a percentage of the total amount of the potential award.

**REVIEW FOR OVERCONCENTRATION**

As part of the three-year goal update, NCTCOG has committed to review and evaluate our Program to ensure non-DBE firms, seeking the same type of work, have not been unduly burdened. Based on the

Market Area availability analysis detailed in Tables 5 and 6, NCTCOG has not currently identified the existence of overconcentration in the types of work that DBEs perform.

A contractor, however, may challenge that there is an area of work in which there is overconcentration of DBE firms, and that such concentration creates an undue burden for non-DBE firms in obtaining work in this area.

## **REVIEW FOR DEVELOPMENT/IMPLEMENTATION OF A MENTOR-PROTÉGÉ PROGRAM**

As part of the three-year goal update, NCTCOG has committed to re-evaluate the need to develop and implement a mentor-protégé program. Based on NCTCOG's historical DBE participation, implementation of a mentor-protégé program for FY 2020 – FY 2022 is not needed at this time.

## **PUBLIC PARTICIPATION/CONSULTATION**

As part of establishing the overall DBE goal, NCTCOG hosted a consultation workshop with stakeholders prior to publishing an established goal, to help facilitate meaningful participation with the DBE community. Copies of the announcements and presentations are included in Attachment 2.1. Included in the consultation process was an overview on the development of the proposed goal, an active discussion on the goal setting process, dialogue on the process of determining contract goals and ensuring contract goals were met, and how NCTCOG could improve efforts within the DBE community. NCTCOG welcomed continued engagement and consultation. NCTCOG included the following organizations:

- Dallas Black Chamber of Commerce
- Regional Dallas Black Contractors Association
- US Pan Asian American Chamber of Commerce
- US Small Business Transportation Resource Center
- Asian American Contractors Association of Texas
- Regional Hispanic Contractors Association
- Greater Dallas Hispanic Chamber of Commerce
- Irving Hispanic Chamber of Commerce
- Women Business Council-Southwest
- DFW Minority Supplier Development Council
- North Central Texas Regional Certification Agency

Additionally, NCTCOG provided the opportunity for public participation through public meetings on June 10, 2019 and July 10, 2019. NCTCOG directly notified individuals and organizations of the June and July public meetings.

The announcement of the Proposed DBE Goal for FY 2020 – FY 2022 was issued on July 10, 2019 in the following publications: Dallas Morning News, Al Dia (Hispanic focused), La Vida News – The Black Voice, Tre (a weekly Vietnamese publication), Star Local, the Fort Worth Star Telegram, and La Estrella (Spanish). More than 14,500 notices were sent by mail or email for each public meeting. Copies of the announcements and public meeting presentations are included in Attachment 2.2.

An article was published in **Local Motion**, a monthly update on activities of the Regional Transportation Council and NCTCOG Transportation Department, which featured upcoming meetings seeking comments on DBE goals. Both **Local Motion** and the public meetings were highlighted several times on the NCTCOG Transportation Facebook account which has over 2,600 followers and on NCTCOG Transportation's Twitter account which has over 2,000 followers. In addition, NCTCOG Transportation Department issued a general press release which also featured the opportunity to discuss the draft DBE goal updates at upcoming public meetings. The press release was sent to more than 210 reporters in the

Dallas-Fort Worth area, including media sources focused on reaching the Spanish, Vietnamese, Asian and African American communities. Finally, county clerks, city secretaries and libraries across the region received copies of the June and July public meeting flier to make available to citizens at their locations.

NCTCOG hosted a DBE open house on August 13, 2019. To help publicize the event NCTCOG developed an open house flyer and sent post-cards and e-mail blasts with information about the topics to be discussed at the meeting. Flyers were mailed to chambers of commerce, minority chambers, contracting associations, and other professional organizations and societies whose membership base were in industries and professions of anticipated contracting opportunities. Information about the DBE open house was posted on NCTCOG’s website at: <https://www.nctcog.org/trans/involve/disadvantaged-business-enterprise-dbe-program>.

Topics at the DBE open house included an overview of the DBE Program, a discussion on the FY 2020 – FY 2022 DBE goal update including NCTCOG’s policy to award a fair share and efforts to ensure a level playing field among DBE’s and non-DBE’s, an overview of NCTCOG Transportation Department’s procurement process including tips for completing standard and required forms as part of the Request for Proposal process. Additionally, there was an opportunity for questions and answers and general discussion at the end of the DBE Open House. Copies of the announcements and information presented at the DBE Open House are included in Attachment 2.3.

Below is a schedule of the various outreach events, presentations to NCTCOG committees, and public participation opportunities provided during our DBE goal update:

Outreach Effort or Presentation	DATE
Public Meeting to Kickoff DBE Goal Update Process	June 10, 2019
Surface Transportation Technical Committee Meeting Briefing	June 28, 2019
Announcement of Consultation Workshop	June 21, 2019
Consultation Meeting with Stakeholders	July 2, 2019
Notice to Public of Proposed Goal (start 45-Day Public Comment Period)	July 10, 2019
Regional Transportation Committee Meeting Briefing	July 11, 2019
DBE Open House	August 13, 2019
STTC: Action Item (Recommend Approval of the FY2020-2022 DBE Goal Update)	August 23, 2019
End of 45-day Public Comment Period	August 30, 2019
RTC: Action Item (Approval of the Fiscal Year 2020-2022 DBE Goal Update)	September 12, 2019
Executive Board: Action Item (Approval of the Fiscal Year 2020-2022 DBE Goal Update)	September 26, 2019