

Disadvantaged Business
Enterprise Program
Office of Equal
Opportunity

Disadvantaged Business Enterprise Program

Disadvantaged Business Enterprise

With a mission to help small businesses owned and controlled by socially and economically disadvantaged individuals, the DOT adopted a policy to allow these owners to participate in contracting opportunities created by DOT financial assistance programs.

-In 1983, Congress enacted the first Disadvantaged Business Enterprise (DBE) statutory provision. This provision required the Department to ensure that at least 10% of the funds authorized for the highway and transit Federal financial assistance programs be expended with DBEs

What is a DBE?

- ▶ • Minority-owned (MBE), Women-owned (WBE), Economically Disadvantaged (DBE) -your business must be 51% owned by socially and economically disadvantaged individual(s)
- ▶ Certification is based on: on site visits, personal interviews, Reviews of Licenses, stock ownership, equipment, bonding capacity, work completed, resume of principal owners & financial capacity
- ▶ Personal net worth cannot exceed \$1.32 million, excluding the value of the business and their primary residence
- ▶ Certification is done through the State DOT Civil Rights Office

Code of Federal Regulations 49 CFR 26

Section 26.21-Who must have a DBE Program?

(A): If you are in one of these categories, you must have a DBE program meeting the requirements of this part:

- (1) All FHWA recipients receiving funds authorized by a statute to which this part applies;
- (2) FTA recipients receiving planning, capital and/or operating assistance who will award prime contracts (excluding transit vehicle purchases) exceeding \$250,000 in FTA funds in a Federal fiscal year;
- (3) FAA recipients receiving grants for airport planning or development who will award prime contracts exceeding \$250,000 in FAA funds in a Federal fiscal year

-Implementation of the program is accorded the same priority as compliance with all other legal obligations incurred by the MOA in its financial assistance agreements with the federal DOT

-This program applies to all contracts funded wholly or in part with financial assistance from the Federal DOT and its operating elements (FTA, FAA, FHWA)

-Additionally, this program complies with the requirements of Anchorage Municipal Code 7.60.

-As the MOA is a recipient of direct federal dollars, it is OEO's job to ensure that the MOA is complying with all provisions of the Code of Federal Regulations 49 Part 26

-The MOA DBE program operates under three Department of Transportation administrations (FTA, FAA, FHWA)

Objectives of the DBE Program

- To ensure nondiscrimination in the award and administration of DOT-assisted contracts in the Department's highway, transit, and airport financial assistance programs
- To create a level playing field on which DBEs can compete fairly for DOT-assisted contracts
- To ensure that the Department's DBE program is narrowly tailored in accordance with applicable law
- To ensure that only firms that fully meet this part's eligibility standards are permitted to participate as DBEs
- To help remove barriers to the participation of DBEs in DOT-assisted contracts
- To assist the development of firms that can compete successfully in the marketplace outside the DBE program
- To provide appropriate flexibility to recipients of Federal financial assistance in establishing and providing opportunities for DBEs

MOA DBE Program Requirements

- ▶ The Municipality of Anchorage Office of Equal Opportunity is currently administering a **race neutral** DBE program
- ▶ Race Neutral v Race Conscious
- ▶ Western States Paving Co. v. Washington State Department of Transportation: The court emphasized that public agencies must base their DBE programs on concrete evidence of discrimination
- ▶ The 9th Circuit Court of Appeals has established several legal precedents regarding race-conscious and race-neutral policies in the context of DBE programs (Alaska)
- ▶ Race neutral=Goals should be aspirational rather than mandatory
- ▶ Race-neutral programs focus on broad support, while race-conscious programs specifically address racial and ethnic disparities
 - ▶ The establishment of contract goals for DBE participation is a race conscious measure. **Race neutral, on the other hand, is a measure or program that is used to assist all small businesses.** A race neutral approach, which allows all small business to compete, including DBEs, is one way to meet your “participation goal”
 - the Municipality sets “participation goals” we hope to meet annually
 - FTA-11.7%-(proposed 2024-2027)**
 - FAA-19.2%-(proposed 2024-2027)**
 - FHWA-9.39% (pass through funding from the State of Alaska)**

DOT AK DBE List

- ▶ The Alaska Unified Certification Program (AUCP) Disadvantaged Business Enterprise (DBE) directory
- ▶ NAICS Code
- ▶ <https://dot.alaska.gov/cvlrts/directory.shtml>
- ▶ Current total number of DBE firms in the State of Alaska
- ▶ 233 total in the State of Alaska
 - ▶ 203 total in Central Region

DBE Directory Results

Back

DBE Directory List

Copy CSV Print Column visibility Search:

Vendor Name	ACDBE	Type	Work Category	Regions
Bristol Infrastructure Design Services LLC	No	ANC-Owned	Construction - Surveying Licensed; Consultants - Civil Engineer	Central Region; Northern Region
CENTRAL ENVIRONMENTAL INC	No	ANC-Owned	Construction - Aggregate Base and Surface Course; Construction - Bridges-Painting / Sandblasting / Sealants; Construction - Campground / Roadside / Trail Appurtenances; Construction - Clearing / Grubbing; Construction - Demolition of Structures; Construction - Earthwork - Excavation & Embankment / Site Work; Construction - Earthwork - Site Work; Construction - Armor Mat; Construction - Erosion, Sediment, & Pollution Control; Construction - Exterior Buildings - Painting / Sandblasting / Sealants; Construction - Hazardous Material Removal / Remediation; Construction - Surveying Unlicensed; Construction - Traffic Markings - Methylmethacrylate; Construction - Traffic	Central Region; Northern Region; Southcoast Region

Showing 1 to 12 of 12 entries

DBE Directory Details

Vendor Info NAICS Work Cat Regions Boroughs Professional Licenses

Vendor: Business Description:

Top

MOA Bidders List

184 firms

The screenshot shows the Microsoft Excel interface. The title bar reads "MOA Bidders List • Saved to this PC". The ribbon is set to "Home" with various formatting options visible. The spreadsheet has the following columns: Firm Name, Address, Most Recent Bid, Firm Age, Gross Annual Receipts, Email, Phone Number, DBE, and Prime. A large red rectangular redaction box covers the entire data area of the spreadsheet, starting from row 2 and extending down to row 27. The status bar at the bottom shows the active cell as C46 and the date as 7/11/2016.

	A	B	C	D	E	F	G	H	I	J	K
1	Firm Name	Address	Most Recent Bid	Firm Age	Gross Annual Receipts	Email	Phone Number	DBE	Prime		
2											
3											
4											
5											
6											
7											
8											
9											
10											
11											
12											
13											
14											
15											
16											
17											
18											
19											
20											
21											
22											
23											
24											
25											
26											
27											

Code of Federal Regulations 49 CFR 2.39

Small Business Program (ESB)

- ▶ Fostering Small Business Participation
- ▶ under DOT aims to support small and disadvantaged businesses in the transportation sector
- ▶ SBA size standards apply
 - ▶ -no limits/geographics preferences
 - ▶ -no participation goals
 - ▶ average five years of annual receipts and ensure that is within the SB size standard for the applicable NAICS code. to be considered small to enter the 8a program it goes by adjusted gross income (\$400K or less), personal net worth of \$850K or less, and assets totaling \$6.5M or less
- ▶ When practical, unbundling of contracts
- ▶ Outreach & networking!

FAA/FTA

“Rehabilitate Runway 07/25 - Design”

-2 subs-1 DBE

-DBE work totaling \$6,745

“MRI Building Improvements” (Development Grant)

-16 subs- 3 DBE’s

-DBE work totaling \$62,253

Paratransit and Demand Response Service

-1 sub-1 DBE \$52,892

1	Submitted to (check only one):	<input type="checkbox"/> FHWA	<input checked="" type="checkbox"/> FAA	<input type="checkbox"/> FTA--Recipient ID Number
2	AIP Numbers (FAA Recipients); Grant Number (FTA Recipients):	AIP 74 2019		
		AIP 79 2020		
		AIP 86 2023		
3	Federal fiscal year in which reporting period falls:	FY 2023	4. Date This Report Submitted: 11/16/2023	
5	Reporting Period:	<input type="checkbox"/> Report due June 1 (for period Oct. 1 - Mar. 31)	<input type="checkbox"/> Report due Dec 1 (for period April 1 - Sept. 30)	<input checked="" type="checkbox"/> FAA Annual Report due Dec. 1
5	Name and address of Recipient:	Merrill Field Municipality of Anchorage 632 W. 6th Ave, Suite 170 Anchorage Anchorage AK 99519		
7	Annual DBE Goal(s):	Race Conscious Projection 0.00%	Race Neutral Projection 0.00%	OVERALL Goal 0.00%

Awards/Commitments this Reporting Period

A	AWARDS/COMMITMENTS MADE DURING THIS REPORTING PERIOD (total contracts and subcontracts awarded or committed during the reporting period)	A	B	C	D	E	F	G	H	I
		Total Dollars	Total Number	Total to DBEs (dollars)	Total to DBEs (number)	Total to DBEs /Race Conscious (dollars)	Total to DBEs /Race Conscious (number)	Total to DBEs /Race Neutral (dollars)	Total to DBEs /Race Neutral (number)	Percentage of total dollars to DBEs
9	Prime contracts awarded this period.	\$816,239	1	\$0	0			\$0	0	0.0%
9	Subcontracts awarded/committed this period.	\$106,625	2	\$6,745	1	\$0	0	\$6,745	1	6.3%
10	TOTAL			\$6,745	1	\$0	0	\$6,745	1	0.8%

B	BREAKDOWN BY ETHNICITY & GENDER	Contracts Awarded to DBEs this Period					
		A	B	C	D	E	F
		Total to DBE (dollar amount)			Total to DBE (number)		
		Women	Men	Total	Women	Men	Total
11	Black American	\$0	\$0	\$0	0	0	0
12	Hispanic American	\$0	\$0	\$0	0	0	0
13	Native American	\$0	\$0	\$0	0	0	0
14	Asian Pacific American	\$0	\$0	\$0	0	0	0
15	Subcontinent Asian American	\$0	\$0	\$0	0	0	0
16	Non-Minority	\$6,745	\$0	\$6,745	1	0	1

Payments Made this Period

C	PAYMENTS ON ONGOING CONTRACTS (report activity of ongoing contracts)	A	B	C	D	E	F
		Total Number of Contracts	Total Dollars Paid	Total Number of Contracts with DBEs	Total Payments to DBE firms	Total Number of DBE firms Paid	Percent to DBEs
18	Prime and sub contracts currently in progress	8	\$608,162	2	\$0	0	0.0%

D	TOTAL PAYMENTS ON CONTRACTS COMPLETED THIS REPORTING PERIOD	A	B	C	D	E
		Number of Contracts Completed	Total Dollar Value of Prime Contracts Completed	DBE Participation Needed to Meet Goal (Dollars)	Total DBE Participation (Dollars)	Percent to DBEs
19	Race Conscious	0	\$0	\$0	\$0	0.0%
20	Race Neutral	5	\$15,617,796		\$1,698,511	10.9%
21	Totals	5	\$15,617,796		\$1,698,511	10.9%

23	Submitted by Erica Barry	24. Signature (type your name as your signature) Erica Barry	25. Phone Number 907-343-4897 Ext. 0000
----	-----------------------------	---	--

FAA/FTA Upcoming Projects/Opportunities

Merrill Field Airport anticipates the following projects over the next three years:

▶ Projects Fiscal Year 2025

1. Airport Security Improvements-Design - \$233,000
2. Rehabilitate Taxiway “A” & “N” Design - \$1,323,800

▶ **Total-\$1,556,800.00**

▶ Projects Fiscal Year 2026

1. Airport Security Improvements Construction - \$2,055,800
2. MRI Mx Building and SREWB Improvements - \$4,881,400
3. Rehabilitate Taxiway “N” - \$7,088,900

▶ **Total-\$14,026,100.00**

▶ Projects Fiscal Year 2027

1. Rehabilitate Taxiway “A” - \$8,074,200

▶ **Total-\$8,074,200**

FAA/FTA Upcoming Projects/Opportunities

The Municipality of Anchorage Transit Department anticipates the following projects over the next three years:

- ▶ 1. Projects Fiscal Year 2025
 - 1. Underground Storage Tank Replacement - \$4,000,000
 - 2. Facility Improvements - \$2,000,000
 - 3. ITS Upgrade Phase 2-Campus Security - \$1,000,000
- ▶ **Total-\$7,000,000.00**
- ▶ Projects Fiscal Year 2026
 - 1. ITS Upgrade Phase 3- Farebox Replacement - \$2,000,000
 - 2. Bus Wash Replacement - \$2,000,000
 - 3. Muldoon Transit Center Planning Study - \$500,000
- ▶ **Total-\$4,500,000.00**
- ▶ Projects Fiscal Year 2027
 - 1. Coordinated Transportation Plan Update - \$150,000
 - 2. 40-ft Bus Replacement - \$10,000,000
- ▶ **Total-\$10,150,000.00**

Outreach/Networking

- ▶ Black Business Expo
- ▶ Alaska DOT Civil Rights Office Annual DBE & Contractor Conference
- ▶ Women's History Fireside Chat (OEO's, SBA, 49SAF annual event)
- ▶ NAACP LGBTQ Small Business Luncheon Workshop
- ▶ Get your Business Accredited-Umoja Coworking
- ▶ SBA 'Alaska's National Small Business Week Honors & Awards Luncheon'
- ▶ Business Power Workshop-Samoan Community Council
- ▶ Meetings with DBE firms
- ▶ Alaska Veteran's Business Outreach Center Opening
- ▶ Business Growth Accelerators-Luncheon Workshop-SBA, WBC
- ▶ AEDC Economic Forecast Luncheon-hosted an exhibitor booth
- ▶ One Million Cups
- ▶ In Observance of Hispanic Heritage Month-Leveraging Programs and Resources Event
- ▶ 'How to do Business with the Municipality of Anchorage'
- ▶ National Black Business Month-Alaska Economic Empowerment Summit
- ▶ Transportation Fairs
- ▶ Women in Business Mixer
- ▶ Job Fairs

Thank you!

OEO

oeo@muni.org

907-343-4897

907-250-9483