

ATTACHMENT 5

Section 26.45: Overall DBE Three-Year Goal Methodology

Name of Recipient: City of Polson/County of Lake

Goal Period: FY-2021, 2022, 2023 – October 1, 2020 through September 30, 2023

DBE Goal: 4.43%

Describe the Number and Type of Projects for this FY:

The project for the next three years shall consist of

FY 2021:

1. No projects are scheduled.

FY 2022:

1. Pavement Maintenance - **\$250,000**

FY 2023:

1. Construct Wildlife Perimeter Fence Environmental Assessment- **\$200,000**

STEP 1 OF OVERALL GOAL DETERMINATION

Step 1 of the overall goal determination is computed by determining the number of ready, willing, and able DBEs performing the types of work noted above as listed in the current DBE Directory prepared and maintained by the Montana Department of Transportation against the number of ready, willing, and able businesses available in the same NAICS code. The total number of businesses was obtained from the Census Bureau's Business Pattern database, at <https://data.census.gov/cedsci/> and Method: Use MT DBE Directory: <https://app.mdt.mt.gov/dbe/dbe/search> The latest information currently available from this site is from 2014.

The geographical area used to determine the number of ready, willing, and able DBEs and total businesses included ***in the State of Montana***. This represents the area from which a substantial majority of the contractors and subcontractors come and the area in which the Airport Board spends a majority of its contracting dollars.

Finally, by applying the ratio of ready, willing, and able DBE firms and the total number of ready, willing, and able firms from the census data to the estimated percentage of total project costs, the Step 1 goal is determined.

The Step 1 goal was determined for each project anticipated for the ***Polson Airport***. A summary of the Step 1 goal determinations are summarized for each project below

Determination of Market Area: ***State of Montana***.

Substantial majority (at least 80% of the contracting dollars will be spent in this area.)

Step 1. Analysis: Actual relative availability of DBE's

Method: Use DBE Directories and Census Bureau Data

FY 2022

ENGINEER'S PRELIMINARY CONSTRUCTION ESTIMATE				1/22/2021
PROJECT:		Polson Airport 8S1 Lake County, MT		
ITEM NO.	FAA Spec No.	DESCRIPTION	NAICS CODE	TOTAL COST/%
Pavement Maintenance				
Engineering Services			541330	\$ 50,000.00
Highway, Street and Bridge Construction- Signing Striping			237310	\$ 200,000.00
				\$ 250,000.00

FY 2023

ENGINEER'S PRELIMINARY CONSTRUCTION ESTIMATE				1/22/2021
PROJECT:		Polson Airport 8S1 Lake County, MT		
ITEM NO.	FAA Spec No.	DESCRIPTION	NAICS CODE	TOTAL COST/%
Construct Wildlife Perimeter Fence Environmental Assessment				
Engineering Services				\$ 200,000.00
				\$ 200,000.00

Summary FY 2021 - 2022 - 2023	%	Amount	NAICS CODE	Total Number of Business in County	Total Number of DBE Business in County	DBE/Businesses
Engineering	20.0%	\$50,000.00	541330	300	10	3.33%
Fencing Contractor	80.0%	\$200,000	237310	84	7	8.33%
Total	100.0%	\$250,000.00		384	17	4.43%

Divide the total number of DBE's by the total number of All Firms (17/384) = base figure for each project. 4.43%.

Step 1 DBE goal is 4.43%.

Step 2. Not Utilized

*The Polson Airport will attempt to meet the maximum feasible portion of its overall goal by using race-neutral means of facilitating DBE participation. The Polson Airport will also use the following **race neutral** means to increase DBE participation: unbundling large contracts to make them more accessible to small businesses where feasible; ensure the inclusion of DBE's and other small businesses on recipient mailing lists for bidders, and ensuring the dissemination to bidders on prime contracts of lists of potential subcontractors.*

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*Considering these factors, a race/gender neutral means of acquiring the overall goal of **4.43%** has been established.*

For reporting purposes, race-neutral DBE participation includes, but is not necessarily limited to, the following: DBE participation through a prime contract a DBE obtains through customary competitive procurement procedures; DBE participation through a subcontract on a prime contract that does not carry a DBE goal; 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.

The Polson Airport has not conducted any disparity studies and has no other evidence of barriers affecting opportunities for DBEs to form, grow, and compete, however, the Montana Department of Transportation's Civil Rights Bureau has conducted a statewide disparity study. The Montana Department of Transportation (MTDOT) is proposing a race-neutral program. The Polson Airport intends to utilize the findings of the Montana Department of Transportation's Civil Rights Bureau disparity study to determine the existence of discrimination or its effects in the market.

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

26.51(b)(1-9)

The recipient 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 businesses, participation;
2. Providing technical assistance and other services;
3. Carrying out information and communications programs on contracting procedures and specific contract opportunities;

4. Ensuring distribution of DBE directory, through print and electronic means, to the widest feasible universe of potential prime contractors.

The recipient estimates that in meeting its overall goal **4.43%**, will be obtained from RN participation and **0%** through RC measures.

The Recipient has a limited history of DBE participation or over-achievement of goals to reference and expects to obtain its DBE participation through the use of DBE contract goals or a conscious effort to obtain DBE participation. Therefore, we are applying the entire goal of **4.43%** to race-neutral participation.

The recipient will adjust the estimated breakout of RN and RC DBE participation as needed to reflect actual DBE participation (see Section 26.51(f)) and track and report RN and RC participation separately. For reporting purposes, RN DBE participation includes, but is not necessarily limited to, the following: DBE participation through a prime contract obtained through customary competitive procurement procedures; DBE participation through a subcontract on a prime contract that does not carry a DBE goal, 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.

Public Participation

Consultation: Section 26.45(g)(1).

The Polson Airport submits its overall DBE three-year goal to DOT on January 31 in conjunction with the state of Montana Capital Improvement Program to ensure projects reflected are as accurate as possible.

Before establishing the overall goal, the **Polson Airport** representative consulted with the **Montana Department of Transportation, Civil Rights Office** without limiting consultation to these persons or groups, to obtain information concerning the availability of disadvantaged and non-disadvantaged businesses, the effects of discrimination on opportunities for DBEs, and the **Polson Airport's** efforts to establish a level playing field for the participation of DBEs.

As part of the requirements for **the Polson Airport** to receive FAA Grants for Airport improvements, in accordance with 49 CFR Part 26, **Polson Airport** is required to conduct a scheduled consultation with minority, women's and general contractor groups, concessionaires, community organizations, and other officials or organizations which could be expected to have information concerning the availability of disadvantaged and non-disadvantaged businesses, the effects of discrimination on opportunities for Disadvantaged Business Enterprises (DBEs), and efforts to establish a level playing field for the participation of DBEs. An open meeting will be held with as many interested stakeholders as possible focused on obtaining information relevant to the Disadvantaged Business Enterprise (DBE) goal setting methodology. The meeting will be held on February 5th, 2020, at 10:00 am local time in the Morrison-Maierle Offices located Missoula. Due to COVID-19, teleconferencing is encouraged. The call in number will be +1 406-318-5699, 311819608 Phone Conference ID: 311 819 608. With questions, please contact Laura Bourne, Morrison-Maierle – 307-687-1816.

Missoula Office: 1055 Mount, Missoula, MT

Also, a notice regarding the above meeting was placed on the Lake County Website on Friday January 22nd, 2021.

The meeting will be held at the Morrison Maierle office on Friday, February 5, 2021 at 10:00 am local time, in the Missoula office with phone conferencing encouraged. They were open to a face to face meeting, a teleconference call and/or video conference call. The next three-year projects will be discussed for each airport.

In addition, the **Polson Airport** will make available to the public, the proposed goal and its rationale are available for inspection during normal business hours at the airport administration building for 30 days following the date of the notice, and informing the public that the **Polson Airport** and DOT will accept comments on the goals for 30 days from the date of the notice.

We will begin using our overall goal on October 1 of the reporting period, unless we have received other instructions from DOT.

Our overall goal submission to DOT will include a summary of information and comments received during this public participation process and our responses, if any.

Contract Goals

The **Polson Airport** will use contract goals to meet any portion of the overall goal that the recipient does not project being able to meet using RN 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 recipient's overall goal that is not projected to be met through the use of RN means.

The **Polson Airport** will establish contract goals only on those DOT-assisted contracts that have subcontracting possibilities. It need not establish a contract goal on every such contract, and the size of the contract goals will be adapted to the circumstances of each such contract (e.g., type and location of work and availability of DBE's to perform the particular type of work).

Polson Airport will express our contract goals as a percentage *of the Federal share of a DOT-assisted contract*.

PUBLIC NOTICE

The **Polson Airport** hereby announces its fiscal year 2021-2023 goal of **4.43%** for Disadvantaged Business Enterprise (DBE) airport construction Contracts. The proposed goals and rationale is available for inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday at the **Polson Airport** for 30 days from the date of this publication.

Comments on the DBE goal will be accepted for 30 days from the date of this publication and can be sent to the following:

Mr. Rick Newman, Airport Board Chairman, 106 4th Avenue East, Polson, MT 59860, (406) 544-8004, rnewman@blackfoot.net

AND

Federal Aviation Administration, Office of Civil Rights Staff, Sonia Cruz, DBE & ACDBE Compliance Specialist, Alaskan Region & Northwest Mountain Region, Federal Aviation Administration, Office of Civil Rights, P.O. Box 92007, Los Angeles, California 90009-2007, (310) 725-3940, sonia.cruz@faa.gov