

## PUBLIC NOTICE

### **PUBLIC NOTICE**

#### **Westchase District**

#### **Disadvantage Business Enterprise (DBE) Goals**

#### **Fiscal Years 2020 - 2022**

Westchase District has set its Disadvantage Business Enterprise (“DBE”) goal for federally funded contracts for fiscal years 2020 - 2022.

A copy of the goal calculation is available for view on the Westchase District website at <https://www.westchasedistrict.com/newsevent/public-notices/> and at the offices of Westchase District during normal business hours.

Westchase District will accept comments on its overall annual DBE goal. Westchase District estimates that, in meeting our overall goal of 4%, Westchase District will obtain 1.6% from race-neutral participation and 2.4% from race-conscious participation. Public comments can be addressed to:

Westchase District  
DBE Liaison Officer  
10370 Richmond Avenue, Suite 1350  
Houston, Texas 77042-4278

### **AVISO PÚBLICO**

#### **Westchase District**

#### **Meta del Programa de Empresas Comerciales en Desventaja (DBE)**

#### **Años Fiscales 2020 – 2022**

Westchase District ha fijado su meta referente al programa de Empresas Comerciales en Desventaja (DBE, por sus siglas en inglés) para contratos financiados con fondos federales durante los años fiscales 2020-2022.

Para leer los cálculos referentes a la meta fijada, visite la página web de Westchase District, <https://www.westchasedistrict.com/newsevent/public-notices/> o visite la oficina de Westchase District durante horas de oficina.

Westchase District aceptará comentarios sobre la meta anual DBE. Westchase District estima que, en el cumplimiento de su meta general del 4%, el Westchase District obtendrá 1.6% de la participación racialmente neutral y 2.4% de la participación consciente de la raza. Por favor dirija sus comentarios a:

Westchase District  
DBE Liaison Officer  
10370 Richmond Avenue, Suite 1350  
Houston, Texas 77042-4278

## OVERALL GOAL CALCULATION

The process used by Westchase District to establish its DBE goal for fiscal year (FY) 2020 through 2022 is summarized below. Westchase District followed a two-step process based on documented evidence of the availability of ready, willing and able DBEs relative to all businesses ready, willing, and able to participate in Westchase District's FTA assisted contracts, which is referred to as relative availability of DBEs and establishes the base goal. The goal reflects Westchase's expected level of participation by DBEs.

### Step 1 – Establish Base Goal

Westchase District considered all the possible FTA assisted contracting opportunities for award in FY 2020 through 2022 and compiled the North American Industry Classification System (NAICS) codes for the work included in the contracting opportunities. Westchase District established the TxDOT Houston Work District as the market area to determine the total number of DBE ready, willing, and able businesses available to perform work in the same NAICS codes, which includes Brazoria, Fort Bend, Galveston, Harris, Montgomery and Waller County. Westchase District established this market area due to the availability of contractors in the area and the size and cost of the projects projected. Westchase District reviewed the total firms in the same counties in the TxDOT Houston Work District in the 2016 US Census County Business Patterns.

Westchase District does not provide transit operations but does receive federal funding through grants for pedestrian improvements to support access to transit. Westchase District only has two federally funded, construction projects expected within the next three years:

- Deerwood Trail Construction
- Elmside Trail Construction

Westchase District used the suggested calculation tables to determine the weighted base goal. There are two pedestrian construction projects programmed within the next three years. Tasks involved in this project include sidewalk construction, curb construction, electrical installation, site preparation, and landscaping. Each NAICS Code is defined in the table below.

NAICS Code	Definition
221310	Water Supply and Irrigation Systems
237310	Highway, Street, and Bridge Construction – Curbs, gutters, culvert construction
238210	Electrical Contractors and Other Wiring Installation Contractors
238910	Site Preparation Contractors
238990	All Other Specialty Trade Contractors - Sidewalk construction, residential and commercial, concrete paving

**Step 1 - Determine the weight of each type of work by NAICS Code**

	NAICS Code	Project	Amount of DOT funds on project:	% of total DOT funds (weight)
1)	221310	Deerwood Trail Construction	\$165,000.00	0.0589
2)	237310	Deerwood Trail Construction	\$165,000.00	0.0589
3)	238210	Deerwood Trail Construction	\$220,000.00	0.0786
4)	238910	Deerwood Trail Construction	\$110,000.00	0.0393
5)	238990	Deerwood Trail Construction	\$440,000.00	0.1571
6)	221310	Elmside Trail Construction	\$255,000.00	0.0911
7)	237310	Elmside Trail Construction	\$255,000.00	0.0911
8)	238210	Elmside Trail Construction	\$340,000.00	0.1214
9)	238910	Elmside Trail Construction	\$170,000.00	0.0607
10)	238990	Elmside Trail Construction	\$680,000.00	0.2429
	<b>Total FTA-Assisted Contract Funds</b>		<b>\$2,800,000.00</b>	<b>1.0000</b>

**Step 2 - Determine the relative availability of DBE's by NAICS Code**

	NAICS Code	Project	Number of DBEs available to perform this work	Number of all firms available (including DBEs)	Relative Availability
1)	221310	Deerwood Trail Construction	1	73	0.0137
2)	237310	Deerwood Trail Construction	19	127	0.1496
3)	238210	Deerwood Trail Construction	3	1029	0.0029
4)	238910	Deerwood Trail Construction	20	349	0.0573
5)	238990	Deerwood Trail Construction	10	530	0.0189
6)	221310	Elmside Trail Construction	1	73	0.0137
7)	237310	Elmside Trail Construction	19	127	0.1496
8)	238210	Elmside Trail Construction	3	1029	0.0029
9)	238910	Elmside Trail Construction	20	349	0.0573
10)	238990	Elmside Trail Construction	10	530	0.0189
	<b>Combined Totals</b>		<b>106</b>	<b>4216</b>	<b>0.0251</b>

**Step 3 - (Weight) x (Availability) = Weighted Base Figure**

	<b>NAICS Code</b>	<b>Project</b>	<b>Weight</b>	<b>X</b>	<b>Availability</b>	<b>Weighted Base Figure</b>
<b>1)</b>	221310	Deerwood Trail Construction	0.05893	X	0.01370	0.0008
<b>2)</b>	237310	Deerwood Trail Construction	0.05893	X	0.14961	0.0088
<b>3)</b>	238210	Deerwood Trail Construction	0.07857	X	0.00292	0.0002
<b>4)</b>	238910	Deerwood Trail Construction	0.03929	X	0.05731	0.0023
<b>5)</b>	238990	Deerwood Trail Construction	0.15714	X	0.01887	0.0030
<b>6)</b>	221310	Elmside Trail Construction	0.09107	X	0.01370	0.0012
<b>7)</b>	237310	Elmside Trail Construction	0.09107	X	0.14961	0.0136
<b>8)</b>	238210	Elmside Trail Construction	0.12143	X	0.00292	0.0004
<b>9)</b>	238910	Elmside Trail Construction	0.06071	X	0.05731	0.0035
<b>10)</b>	238990	Elmside Trail Construction	0.24286	X	0.01887	0.0046
<b>Total</b>						0.0384
Expressed as a % (*100)						3.84%
<b>Rounded, Weighted Base Figure:</b>						<b>4%</b>

**Step 2 – Base Goal Adjustment**

Previously, Westchase District had an FTA-approved DBE goal of 37%. This DBE goal was 100% race neutral. Based on the statistical analysis conducted under Step 1, Establish Base Goal, Westchase District will use the 4% goal as the established rounded, weighted base goal. For the past three fiscal years, Westchase District has awarded \$505,535.76 in contracting opportunities. Westchase District awarded \$28,461.88, or 5.6%, to DBE subcontractors over the past three fiscal years. In the past three years, Westchase District has executed one similar project to those projected for the next three fiscal years, such as construction.

	<b>Past Participation</b>
FY 2016	5.6%
FY 2017	0.0%
FY 2018	0.0%
Overall Average	1.2%

The previous DBE Goal was 100% race-neutral based on past participation and with Westchase District only having one construction procurement in the past three years, Westchase District was not able to enact any race-conscious measures to meet the overall DBE goal of 37% or adjust any methodology.

Due to the lower participation in the past three fiscal years and the lower round base goal, Westchase District has chosen not to adjust the overall DBE Goal. However, Westchase District will establish race-conscious measures for at least one construction procurement within the next three years. Westchase District used the overall budgets for both projects to determine the breakdown of percentages of race-neutral and race-conscious measures.

Westchase District will use the DBE goal of 4% based on past performance and monitor how the DBE Goal is met with both race-neutral and race-conscious measures.

## ATTACHMENT 1

### SECTION 26.51: BREAKOUT OF ESTIMATED RACE-NEUTRAL & RACE CONSCIOUS PARTICIPATION

Westchase District will meet the maximum feasible portion of its overall goal by using both race-neutral and race-conscious means of facilitating DBE participation. Westchase District uses race-neutral means, including but not limited to providing DBE and SBE Directories, creating bidders lists, proactive outreach events with DBE firms in the area, and advertising prime contracts to DBEs, to increase DBE participation.

*Westchase District estimates that, in meeting our overall goal of 4%, Westchase District will obtain 1.6% from race-neutral participation and 2.4% from race-conscious participation.*

The following is a summary of the estimated breakout of race-neutral and race-conscious DBE participation:

*In order to ensure that Westchase District's DBE Goal will be narrowly tailored to overcome the effects of discrimination, Westchase District will use contract goals on some contracts to obtain DBE participation and will track and report race-neutral and race-conscious participation separately.*

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