



# Foothill Gold Line

Metro Gold Line Foothill Extension Construction Authority

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**Executive Officer:**

**Habib F. Balian**  
Chief Executive Officer

## Agenda Item: 7.f.

**TO:** Chair and Members of the Board of Directors  
**FROM:** Habib F. Balian, Chief Executive Officer  
**DATE:** January 11, 2024  
**SUBJECT:** Adopt the Overall Project Disadvantaged Business Enterprise (DBE) Goal for Federal Fiscal Years (FFY) 2024-2026 and Update the Aspirational Small Business (SB) Goal

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### RECOMMENDATION:

That the Board of Directors adopt the Overall Annual Disadvantaged Business Enterprise (DBE) Goal for Federal Fiscal Years (FFY) 2024-2026 which for FTA-assisted projects was established utilizing the federal two-step goal setting methodology and the updated aspirational Small Business (SB) goal.

### SUMMARY:

The Metro Gold Line Foothill Extension Construction Authority (Authority) when receiving U.S. DOT funds, is required to effectively administer a Disadvantaged Business Enterprise (DBE) Program, which complies with the spirit and intent of the U.S. DOT regulations In accordance with the Federal Disadvantaged Business Enterprise Regulations under Title 49 Code of Federal Regulations Part 26 and other applicable federal funding agreements.

Effective March 3, 2010, the United States Department of Transportation (“DOT”) issued a new final rule affecting the implementation and management of the Department’s Disadvantaged Business Enterprise (“DBE”) program. The new rule, which effectively amends the current provision requiring annual submission of DBE goals and methodology, now requires submission of a three-year DBE goal and goal setting methodology. Pursuant to this final rule, the Authority is still required to conduct an annual review to account for changes that may warrant an adjustment to the overall goal or make an adjustment based on changed circumstances (i.e. significant change in the legal standards governing the DBE program, new contracting opportunities presented by the availability of new or different grant opportunities, etc.) to ensure the goal and program as a whole are narrowly tailored throughout the goal period.

The Authority’s Federal Transit Administration (FTA) Race-Neutral Overall Project Disadvantaged Business Enterprise (DBE) Goal for FFY 2024 - 2026 in accordance with the U.S. DOT DBE Program, Title 49, CFR Part 26 requirements and federally

prescribed goal-setting methodology, including applicable Race-Neutral Directives is **0.0%**. This is because no federal funding is anticipated within the next three years.

The DBE goal is applicable to DOT-assisted contracting opportunities scheduled to be awarded during the period of October 1, 2023 and September 30, 2026.

**BUDGET IMPLICATIONS:**

None at this time.

**DISCUSSION:**

**Overall DBE Goal Calculation Methodology (FTA):**

The Overall Triennial DBE Goal for FTA-assisted projects is established utilizing the federal two-step goal setting methodology which establishes a base figure utilizing quantifiable evidence to determine the relative availability of DBEs within specified industries identified as a part of the Authority's FTA-assisted contracting projects anticipated to be awarded within FFY's 2024-2026. The Authority does not anticipate any FTA funding during this triennial period and therefore the DBE goal is established to be 0.00%.

The Authority will closely monitor any significant material impacts to the Authority's Overall Project DBE Goal throughout the goal period and make adjustments as necessary.

**Aspirational SB Goal Calculation**

The Authority previously established aspiration SB goal of 16.6% in 2017. This goal has been updated to 14.9% based on updated data.

The SB goal was calculated by determining the relative availability of certified SBs within specified industries identified as a part of the Authority's projects anticipated to be awarded in the future. The Authority utilized the LA Metro Small Business database of certified and United States Census Bureau: County Business Patterns North American Industrial Classification System (NAICS) database to evaluate the availability of SBs.