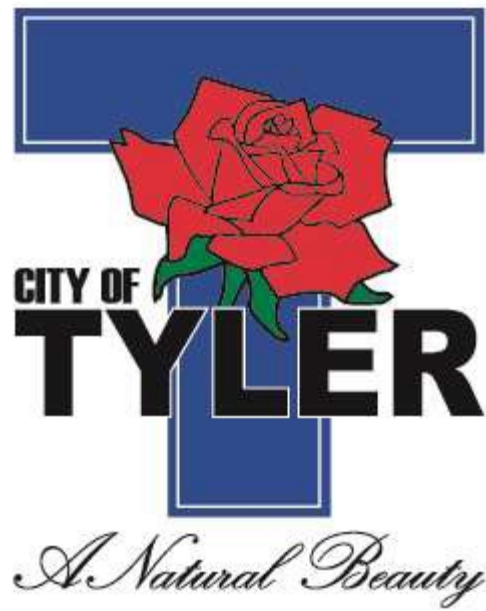


DISADVANTAGED BUSINESS ENTERPRISE PROGRAM METHODOLOGY



Section 26.45: Overall Goal Calculation

Amount of Goal

Tyler Transit, the public transportation provider for the City of Tyler Texas, in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26, hereby announces its Fiscal Year 2025 through 2027 Disadvantaged Business Enterprise (DBE) goal is 0.59% of the Federal Financial assistance Tyler Transit will expend in DOT-assisted contracts exclusive of Federal Transit Administration (FTA) funds to be used for the purchase of transit vehicles.

The entire goal will be obtained through race-neutral means. The purpose of the Disadvantaged Business Enterprise (DBE) overall goal is to achieve a “level playing field” for ready, willing and able DBE’s seeking to participate in U.S. DOT-assisted contracts. Tyler Transit will ensure that DBE’s have the maximum opportunity to compete for and participate in the performance on contracts and subcontracts awarded by the agency. Tyler Transit and its contractors shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of Tyler Transit contracts.

The goal is based on demonstrable evidence of the availability of ready, willing and able DBE’s relative to all business ready, willing and able to participate in U.S. DOT-assisted contracts. It reflects the level of DBE participation that would be expected absent the effects of discrimination.

Consultation/Public Participation

Tyler Transit will make the proposed DBE goal and methodology available through public notice which will be published in Tyler Morning Telegraph. The published public notice will inform the public that the proposed overall goal and its rationale will be available for inspection for 45 calendar days following the date of publication of the notice. The notice will also inform the public that the Federal Transit Administration will accept comments on the goals for 45 calendar days from the date of the publication of the notice. The public notice will include the FTA regional Civil Rights Officer’s business address in addition to Tyler Transit’s contact information. (Attachment A)

Methodology Used to Calculate Overall Goal

Step 1: Develop a Base Figure for the Relative Availability of DBE’s

Acting as the primary link between Texas transportation infrastructure and businesses seeking to contract for sector-related activities, the Texas Department of Transportation (TXDOT) maintains a web-based database for DBE businesses to certify under the Texas Unified Certification Program (TUCP). This is a consolidated and centralized DBE directory for the State of Texas. The TUCP requires interested disadvantaged businesses

to complete a certification for federal DBE programs in Texas to one of six certifying agencies within the state.

As part of the goal setting process, Step 1 requires beginning with a base figure for the relative availability of DBE's. The base figure represents the number and relative availability of ready, willing and able DBE firms as compared to all firms ready, willing and able to perform work for Tyler Transit. The formula utilized to calculate this percentage is as follows:

$$\text{Base Figure} = \frac{\text{Ready, willing and able DBE's}}{\text{All firms ready, willing and able}}$$

Tyler Transit is a small urban transit system with the majority of federal funding allocated toward operating and capital expenses that are performed by in-house personnel. Therefore, Tyler Transit very rarely has contracts with sub-contracting opportunities.

To establish the Base Figure, contractible items were identified. In review of the contracting opportunities over the next three fiscal years, it has been determined that the list (Attachment B) for FY 2025 through FY 2027 is representative of the contracting opportunities for each of the federal fiscal years under this submission cycle.

Listing the contracting opportunities by NAICS codes, Tyler Transit applied the number of relevant certified DBE's (29) in the Tyler Area MSA (Smith County) listed in the Texas Unified Certification Program (TUCP) as the numerator in the calculation for the base figure. Tyler Transit then applied the number of statewide businesses of the same NAICS codes according to the Census Bureau's County Business Patterns (CBP) database as the denominator (2022) in the base figure calculation (1412).

Based upon the figures above:

$$0.002\% = \frac{29 \text{ DBE's listed by NACIS Code}}{1412 \text{ Available Firms in Tyler MSA by NAICS Code}}$$

The Base Figure calculation weighs the relative availability of DBE firms to the relative amount of contractible federal funds available for total of all firms in the Tyler MSA. The calculation resulted in a Base Figure of 0.02% of contracting work available for DBE-certified firms.

Step 2: Adjust the Base Figure

After calculating a Base Figure of the relative availability of DBE's and weighing the base figure relative to contracting opportunities, evidence was examined to determine what adjustment if any was needed to the base figure in order to arrive at the overall goal. Tyler Transit considered the lack of certified DBE's in the NAICS work categories and the lack of DBE participation in past contracting opportunities and a determination was made that an adjustment to the base figure is not warranted at this time.

Based on the above information, Tyler Transit has set an overall DBE goal of 0.59% in Federal Financial assistance will be expended in DOT-assisted contracts, exclusive of FTA funds to be used for the purchase of transit vehicles, for the submission cycle of FY 2025, 2026 and 2027.

Breakout of Estimated Race-Neutral & Race Conscious Participation

Tyler Transit anticipates meeting the overall FY 2025-2027 DBE goal of 0.59% entirely through race-neutral measures. These measures include but are not limited to the following:

- Arranging all possible aspects of solicitations, including delivery schedules, in ways that facilitate DBE participation
- Unbundling of contracts
- Reducing bonding requirements when possible
- Providing guidance on obtaining business assistance in areas such as business management, record keeping, and technical assistance
- Ensuring inclusion of DBE's on Tyler Transit's mailing list for bidders
- Ensuring the widest possible distribution of the DBE Directory which is the TUCP maintained by TXDOT
- Providing guidance on obtaining assistance for start-up businesses

Attachment A

Tyler Transit will host a public meeting from 10:00am to 11:00am on Tuesday, September 24, 2024 to receive public input on Tyler Transit's fiscal year 2025-2027 DBE goals for transit projects. The proposed goals and goal setting methodology are available for inspection between 8:00am and 5:00pm, Monday through Friday beginning August 9, 2024 through September 23, 2024 at Tyler Transit, 210 E Oakwood, Tyler, Texas 75702.

The meeting will be held at the Tyler Development Center Large Conference Room at 423 W. Ferguson Street, Tyler, Texas. A forty-five day public comment period will begin August 9, 2024 and remain open until September 24, 2024 at 1:00 p.m. Comments can be sent to either of the following addresses:

Jake Hooter
Disadvantaged Business Enterprise
Liaison Officer (DBELO)
Tyler Transit
210 E Oakwood
Tyler, TX

Federal Transit Administration
Region VI
819 Taylor Street, 8A36
Fort Worth, TX 76102

Copies of the proposed changes are available at the Tyler Transit Office (210 E. Oakwood, Tyler, Texas) and the Tyler Area MPO Office (423 W Ferguson St, Tyler, Texas). Information can also be found online at www.tylerbus.org.

Attachment B

	NAICS Code	Project	Amount of DOT funds on project:	% of total DOT funds (weight)
1)	44-45	Retail Trade	\$254,123.00	0.1951
2)		457110 - Fuel	\$233,314.00	
3)		458110 - Uniforms	\$4,500.00	
4)		459410 - Office Supplies	\$16,309.00	
5)	48-49	Transportation	\$750,000.00	0.5758
6)		485991 - Passenger Transportation	\$750,000.00	
7)	56	Administrative and Support	\$296,462.00	0.2276
8)		561621 - Transit Security Monitoring	\$4,121.00	
9)		561320 - TEMP Agency	\$292,341.00	
10)	61	Educational Services	\$2,000.00	0.0015
11)		611430 - Training	\$2,000.00	
Total FTA-Assisted Contract Funds			\$1,302,585.00	1

	NAICS Code	Project	Number of DBEs available to perform this work	Number of all firms available (including DBEs)	Relative Availability	
1)	44-45	Retail Trade	1	868	0.0012	
2)		457110 - Fuel				
3)		458110 - Uniforms				
4)		459410 - Office Supplies				
5)	48-49	Transportation	0	172	0.0000	
6)		485991 - Passenger Transportation				
7)	56	Administrative and Support	7	311	0.0225	
8)		561621 - Transit Security Monitoring				
9)		561320 - TEMP Agency				
10)	61	Educational Services	21	61	0.3443	
11)		611430 - Training				
Combined Totals			29	1412	0.0205	Overall availability of DBEs

	NAICS Code	Project	Weight	x	Availability	Weighted Base Figure
1)	44-45	Retail Trade	0.19509	x	0.00115	0.0002
2)		457110 - Fuel		x		
3)		458110 - Uniforms		x		
4)		459410 - Office Supplies		x		
5)	48-49	Transportation	0.57578	x		
6)		485991 - Passenger Transportation		x		
7)	56	Administrative and Support	0.22760	x	0.02251	0.0051
8)		561621 - Transit Security Monitoring		x		
9)		561320 - TEMP Agency		x		
10)	61	Educational Services	0.00154	x	0.34426	0.0005
11)		611430 - Training		x		
Total Expressed as a % (+100)						0.0059
Rounded, Weighted Base Figure:						1%