



# City of Grand Island

Tuesday, June 27, 2017

Council Session

## Item G-10

### **#2017-183 - Approving Disadvantaged Business Enterprise Fund Plan**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Charley Falmlen, Transit Program Manager  
**Meeting:** June 27, 2017  
**Subject:** Disadvantaged Business Enterprise Fund Plan  
**Presenter(s):** John Collins, Public Works

## **Background**

The City of Grand Island is the recipient of the United States Department of Transportation's Federal Transit Authority (FTA) Section 5307 Urbanized Area Formula Program funds authorized as part of 49 U.S.C. 5307, and FTA Section 5303 Metropolitan and Statewide Planning Funds under 49 U.S.C. 5303. The FTA requires that all communities which receive these funds adopt a Disadvantaged Business Enterprise (DBE) Plan. This plan sets forth how the City of Grand Island will ensure that DBE's have an equal opportunity to receive and participate in Department of Transportation-assisted contracts.

## **Discussion**

The City of Grand Island's DBE Plan was created in partnership with the State of Nebraska and the University of Nebraska at Omaha and was reviewed by the FTA in May 2017. As required by the FTA, the City has submitted the DBE for public comment for 30 days. The public comment period ended on June 23, 2017.

Since only the Policy Statement has been included with this memo, the full 160-page document remains available for review in the City Clerk's office. All comments received will be reviewed by Administration and submitted to the FTA along with the approved plan.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve the Disadvantaged Business Enterprise Plan
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the Disadvantaged Business Enterprise Plan.

## **Sample Motion**

Move to approve the Disadvantaged Business Enterprise Plan and authorize the Mayor to sign all related documents.



# The City of Grand Island, Nebraska

## Disadvantaged Business Enterprise Program

### 2017

Approved by: \_\_\_\_\_  
on this \_\_ day of \_\_\_\_, 2017



## Section 1. Policy Statement

The City of Grand Island, Nebraska has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26. Grand Island has received Federal financial assistance from the Department of Transportation, and as a condition of receiving this assistance, Grand Island has signed an assurance that it will comply with 49 CFR Part 26.

It is the policy of Grand Island to ensure that DBEs, as defined in Part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. It is also our policy:

- To ensure nondiscrimination in the award and administration of DOT-assisted contracts;
- To create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
- To ensure that the DBE program is narrowly tailored in accordance with applicable law;
- To ensure that only firms that fully meet 49 CFR Part 26 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.

The City of Grand Island Human Resources Director, Mr. Aaron Schmid, has been delegated as the DBE Liaison Officer. In that capacity, Mr. Schmid is responsible for implementing all aspects of the DBE program. Implementation of the DBE program is accorded the same priority as compliance with all other legal obligations incurred by Grand Island in its financial assistance agreements with the Department of Transportation.

Grand Island has disseminated this policy statement throughout the Grand Island Area Metropolitan Planning Organization and the Engineering Division of the City of Grand Island Public Works Department. We will also distribute this statement to DBE and non- DBE business communities that seek to perform work on our DOT-assisted contracts. Distribution of this policy statement will be included in bid specifications.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2017

By: \_\_\_\_\_

RESOLUTION 2017-183

WHEREAS, The City of Grand Island is the recipient of the United States Department of Transportation's Federal Transit Authority Section 5307 Urbanized Area Formula Program funds authorized as part of 49 U.S.C. 5307, and FTA Section 5303 Metropolitan and Statewide Planning Funds under 49 U.S.C. 5303; and

WHEREAS, the Federal Transit Authority requires that all communities which receive these funds adopt a Disadvantaged Business Enterprise Plan; and

WHEREAS, the Transit Program created a new Disadvantaged Business Enterprise Plan to satisfy said requirements; and

WHEREAS, the public comment period which ended on June 23, 2017 offered the public an opportunity to make comments on the plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA that the City of Grand Island, Nebraska is hereby approves and adopts the revised Disadvantaged Business Enterprise Plan; and the Mayor is hereby authorized and such plan on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska, June 27, 2017.

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Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☒ _____
June 23, 2017	☒ City Attorney