

Lawton Metropolitan Area Airport Authority / Lawton-Ft. Sill Regional  
Airport  
DBE Goal Update

**Name of Recipient:** Lawton Metropolitan Area Airport Authority / Lawton-Ft. Sill Regional Airport

**Goal Period:** FY-2009 – October 1, 2008 through September 30, 2009

**DOT-assisted contract amount:** \$ 1,000,000

**DBE Goal: 8.64%**

**Total dollar amount to be expended on DBE's:** \$ 86,400.00

**Number and Type of Projects for this FY:** FY09 One (1) project which will consist of a Taxiway Reconstruction project.

**Market Area:** Oklahoma, Cleveland, Tulsa, Comanche, Stephens and Grady Counties, Oklahoma.

**Determination of Market Area:**

- a. Substantial majority (at least 91% of the contractors and subcontractors come from this area), and
- b. Substantial majority (at least 94% of the contracting dollars will be spent in this area.)

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

Method: Use DBE Directories, Census Bureau Data and SuperPages.Com

NAICS	Type of Work	Total DBE's	Total All Firms
23571	Concrete paving	10	150
235990	Fencing	15	157
484220	Hauling (Dump)	75	118
111421	Sodding	10	54
561730	Landscaping	10	270
23593	Excavation	14	254
234990	Structures	8	82
541330	Engineers	12	249
541310	Architects	6	98
421320	Material Supplier	8	132
541330	Erosion Control	25	45
234990	Right-of-Way Acquisition	5	20
541370	Surveying	4	110
Total		202	1739

Base figure: 202 DBEs divided by 1739 Total Firms= 11.61%

**Step 2. Analysis:** Adjustment to Step 1 base figure to make it more precise.

Three factors to consider in the adjustment of Step 1 base figure:

A. First, the recipient researched its market area for any disparity studies that may have been conducted in the last 7 years and found none. To obtain disparity study information, we researched the U.S. Department of Transportation Office of Small and Disadvantaged Business

Utilization, the American Minority Advisory Council, and the Minority Business Enterprise Legal Defense and Education Fund. Attempts were also made to obtain information from the Greater Tulsa Hispanic Chapter of Commerce and the Oklahoma Native American Business Development Center.

B. Second, the recipient addressed other factors by researching and contacting the following offices:

1. Organizations serving or representing DBE's, minority-owned or women-owned businesses-
  - a. Oklahoma Native American Business Development Center- Marcus Vega- Obtaining contract opportunities, bonding and capital are major barriers.
  - b. Oklahoma Minority Suppliers Development Council- Debra Nelson- Receiving bid listings and shortage of capital are barriers for DBEs.
  - c. Urban League of Greater Oklahoma City- Jerry Warrior- Poor communication in getting DBEs information on bidding opportunities.
2. State or local offices of procurement-
  - a. Oklahoma Department of Transportation- Bernice Price- Bonding and financial issues were largest barriers.
3. Federal, state or local offices responsible for enforcing Civil Rights laws and for minority or women's affairs
  - a. Langston University Small Business Development Center- Marvin Fisher- Contacting the right people to get a chance at opportunities is a barrier.

Although barriers were identified in the above referenced research, no statistical data was developed or available, therefore no adjustments were made to the base figure.

C. Third, the recipient examined the historic overall DBE goals accomplishments at the airport in recent years, i.e., 3-4 years, specifically, the annual "Uniform Report of Awards and/or Commitments and Payment report supplemented by contractual closeout information, and summarized below:

Recipients Historic DBE Accomplishments for DOT-Assisted Contracts

***(3-4 years analysis of similar or the same type of work)***

Fiscal Year	Goal	Accomplishments	Type of Work
2005	10.86%	9.12%	Paving, erosion control, hauling and electrical
2006	10.69%	1.31%	Paving, erosion control, excavation and hauling
2007	9.3%	5.35%	Paving, erosion control, excavation and hauling
2008	8.47%	6.00%	Paving, Erosion control, excavation and hauling

The median percentage (5.67%) used in calculating the current adjusted overall goal was derived by deleting the highest 9.12% and the lowest 1.31% and averaging the two remaining goals (5.35%+ 6.00% = 11.35% divided by 2 = 5.67%)

When we compared this median with the proposed base figure for FY-2009 (11.61%), we determine that our adjusted overall goal is as follows:

11.61% base figure + 5.67% historical median = 17.28% divided by 2 = **8.64% adjusted overall goal.**

### **Break 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, when requested;
3. Ensuring distribution of DBE directory, through print and electronic means, to the widest feasible universe of potential prime contractors;
4. Assist , when requested, DBE's and other small businesses, to develop their capability to utilize emerging technology and conduct business through electronic media; and
5. Provide information in languages other than English, where appropriate, when requested.

The recipient estimates that in meeting its overall goal 8.64%, it will obtain 0% from RN participation and 8.64% through RC measures.

In estimating the percentage of the overall goal the City could meet through race neutral means it was taken into account that the City had limited DBE participation data. Therefore, the percentage was based on the percentage achieved by airports in Oklahoma.

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 following individuals and/or organizations were consulted to seek input on the overall goal and to discuss problems DBE's encounter doing business.

1. Urban League of Greater Oklahoma City- Revealed that, if achieved, this goal would be reasonable.
2. Tulsa Airport Authority- Stated that achievement of this percentage range is a reasonable goal for DBE participation.
3. The City is planning to contact the following DBE firms to discuss barriers they have encountered and seek input:

- A. Texoma Sod Farm, 1400 SE Bishop Road, Lawton, OK 73501, Phone: 580-581-9000
- B. Cherokee Supply, 1801 West Detroit, Broken Arrow, Oklahoma 74012, Phone: 918-259-9701
- C. One Way Construction, Inc., P.O. Box 10857, Midwest City, Oklahoma 73140, Phone: 405-427-6377
- D. Munoz Construction, Inc., 1129 SW 27th, Oklahoma City, Oklahoma 73109, Phone: 405-634-9462

**Published Notice:** Section 26.45 (g)(2). The proposed goal was published in the Lawton Constitution. Lawton Constitution is a publication available in the entire market area, either by hard copy or on line at their website [www.lawton-constitution.com](http://www.lawton-constitution.com) and is also posted on the airport's website [www.flylawton.org](http://www.flylawton.org).

Attached is a copy of the "Public Notice" published in the referenced paper.

**Sample Public Notice Language:**

**PUBLIC NOTICE**

The Lawton/Ft. Sill Regional Airport hereby announces its fiscal year 2009 goal of 8.64% for Disadvantaged Business Enterprise (DBE) on airport construction projects. The proposed goal and rationale are available for inspection between 8:00 a.m. and 4:30 p.m., Monday through Friday at the Lawton/Ft. Sill Regional Airport, 3401 S. 11<sup>th</sup> Street, Lawton, Oklahoma 73502 for 30 days from the date of this publication and on the website [www.flylawton.org](http://www.flylawton.org).

Comments on the DBE goal will be accepted for 45 days from the date of this publication and can be sent to the following:

***Airport Manager (Ms. Barbara McNally)***  
***Lawton/Ft. Sill Regional Airport***  
***3401 S. 11<sup>th</sup> Street***  
***Lawton, Oklahoma 73502***  
***Phone: 580-353-4869***

Or

***Federal Aviation Administration***  
***Civil Rights Staff, ASW-9***  
***2601 Meacham Boulevard***  
***Fort Worth, TX 76137-0009***

**Contract Goals**

The recipient 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 recipient 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).

The recipient will express its contract goals as a percentage of total amount of DBE-assisted contract.