



**Cape Fear Public Transportation Authority's
Disadvantage Business Enterprise (DBE) Program Goal and Methodology
for Fiscal Year 2010**

Pursuant to §26.45 of 49 Code of Federal Regulations (CFR) Part 26, the Cape Fear Public Transportation d/b/a Wave Transit submits this methodology to the Federal Transit Administration (FTA) for review and approval of its overall Disadvantage Business Enterprise (DBE) goal for Fiscal Year 2010. Wave Transit has established a proposed overall DBE goal of **6.23%**.

Method

Step 1

The following is a summary of the method used to calculate the relative availability of DBE's:

For Step 1 of the process, Wave Transit determined a base figure for the relative availability of DBE's within the market area. The market area was determined to be the counties of New Hanover, Brunswick, and Pender counties, which make up the Wilmington Metro area.

First, an evaluation of data provided in the 2006 US Census Bureau's County Business Pattern (CBP) database was undertaken. Upon evaluation, it was determined that there were 1,198 ready, willing and able businesses available in the market area that provide goods or perform services that Wave Transit is likely to require in fiscal year 2009-2010.

Second, an evaluation of ready willing and able DBE's within the market area, which provide goods or perform services that Wave Transit is likely to require in FFY 2009-2010 was undertaken. Participating DBE's from the North Carolina Department of Transportation's database of DBE contractors were considered to be ready, willing and able DBE's. DBE's that provide goods and services that Wave Transit is likely to require in FFY 2009-2010 were determined to be ready, willing and able DBE's. Evaluation of the data yielded 106 ready, willing and able DBE's.



To determine the relative availability of DBE's in the market area, we divided the 106 DBE's likely to provide goods and services to Wave Transit who are ready, willing and able DBE's by the 1,198 total DBE's to derive a base figure of 8.85%.

The following table provides the steps used to determine the baseline figure, by showing the North American Industry Classification System (NAICS) codes for the DBE firms likely to be utilized the fiscal year, and the relative number of DBE's within each category.

Table 1: Weight Average Baseline Step 1 Figure

NAICS Codes	Description	DBE Firms	All Firms	Weighted Relative Availability of DBE's
236220	Commercial and Institutional Building Construction	15	51	1.25%
237210	Land Subdivision	6	41	0.50%
238140	Masonry Contractors	5	62	0.42%
238110	Poured Concrete Foundation and Structure Contractors	14	37	1.17%
238210	Electrical Contractors	19	157	1.59%
238310	Drywall and Insulation Contractors	2	32	0.17%
561730	Landscaping	36	571	3.01%
238220	Plumbing, Heating, and Air-Conditioning Contractors	7	208	0.58%
811121	Automotive Paint and Body	2	39	0.17%
DBE Base Line Figure				8.85%

Source: NCDOT Division of Public Transportation

Step 2

Wave Transit then examined all the evidence available to determine what adjustments needed to be made to the base figure of 8.85% calculated in Step 1. Wave then examined overall goals from previous years to determine the DBE capacity of certified firms. Table 2 shows previous years goals:



Table 2: DBE Goals from FFY 2005-09

Fiscal Year	Race Conscious	Race Neutral	DBE Total %
2005	1.3	3.0	4.30
2006	2.76	.84	3.60
2007	2.76	.84	3.60
2008	2.96	1.60	4.56
2009	2.81	0.78	3.59
Median	2.76	.84	3.60

Wave then takes the median number, along with the number determined in the Step One process (8.85%) to make the necessary adjustments to determine the overall goal for FFY 2010. Equation 1 shows how the adjustment was determined:

Equation 1: Adjustment for Overall FY 2010 DBE Goal

1. 3.60% (median past participation) + 8.85% (base figure determined in step one) = 12.45%
2. 12.45% / 2 = 6.23%

Wave Transit's overall DBE Goal for federal transit funds for FFY 2010 is 6.23%

Race Neutral Measures (\$26.51)

The Cape Fear Public Transportation Authority will meet the maximum feasible portion of its overall goal by using race neutral means of facilitating DBE participation.

After evaluating past race neutral goals and the estimated relativity of contractors within the market area, as well as the level of DBE participation during the current fiscal year, Wave Transit anticipates meeting the 6.23% FFY 2010 DBE goal entirely with race neutral DBE participation.

The Cape Fear Public Transportation Authority will meet the maximum feasible portion of its overall goal by using race neutral means of facilitating DBE participation. The following means will be used to increase DBE participation.

- Arranging solicitations, times for presentation of bids, quantities, specifications, and delivery schedules in ways that facilitate DBE and other small business participation.



- Ensuring distribution of the DBE directory to the widest group of potential prime contractors.
- Providing assistance in overcoming limitations such as inability to obtain bonding or financing (i.e. simplifying the bonding process, reducing bonding requirements, eliminating the impact of surety costs from bids and providing services to help DBE's and other small business obtain bonding and financing).
- Providing technical assistance and other services.
- Carrying out information and communications programs on contracting procedures and specific contract opportunities (e.g., ensuring the inclusion of DBE's and other small business on mailing lists for bidders, ensuring the dissemination to bidders on prime contractors of lists of potential sub-contractors, and provision of information in languages other than English, where appropriate).
- Implementing a supportive services program to develop and improve immediate and long-term business management, record keeping, and financial and accounting capability for DBE's and other small businesses.
- Providing services to help DBE's and other small businesses improve long-term development, increase opportunities to participate in a variety of kinds of work, handle increasingly significant projects, and achieve self-sufficiency.
- Establishing a program to assist new, start up firms, particularly in fields in which DBE participation has historically been low.
- Assisting DBE's and other small businesses to develop their capability to utilize emerging technology and conduct business through electronic media.

Contract Goals (§26.51)

The Cape Fear Public Transportation Authority will use contract goals to meet any portion of the overall goal that the Authority does not project being able to meet using race-neutral means. Contract goals will be reestablished so that over the period to which the overall goal applies, they will cumulatively result in meeting any portion of our overall goal that is not projected to be met through the use of race-neutral means.

The Cape Fear Public Transportation Authority will establish contract goals only on those DOT-assisted contracts that have subcontracting possibilities. We need not establish a contract goal on every such contract, and the size of contract goals will be adapted to the circumstances of each such



contract (e.g., type and location of work, and availability of DBE contractors to perform the particular type of work).

Wave Transit will express contract goals as a percentage of the Federal share of DOT- assisted contracts.



Public Notice

Cape Fear Public Transportation Authority
Disadvantaged Business Enterprise Program

Notice is hereby given that the Cape Fear Public Transportation Authority (Wave Transit) is recommending a Disadvantaged Business Enterprise (DBE) participation goal of 6.23% for FTA funded transportation projects during Federal Fiscal Year 2009 - 2010, covering the period from October 01, 2009 through September 30, 2010. This goal is in accordance with the regulations of USDOT 49 CFR Part 26.

Details concerning the methodology used to obtain this goal are available for review for forty-five (45) days following the publication of this notice and can be obtained from the Wave Transit office located at 1110 Castle Street, Wilmington, NC 28401, between the hours of 8:00 am and 4:30 pm, Monday through Friday. Details for determining, meeting and counting the overall annual DBE goal can also be accessed at www.wavetransit.com

Written comments via the U. S. Postal Service addressed to: Wave Transit, P.O. Box 2258, Wilmington, NC 28402, and email comments directed to arouse@wavetransit.com will be accepted for forty-five (45) days from the publication of this notice. Comments may also be directed to FTA Region IV; 230 Peachtree St. NW, Suite 800; Atlanta, GA 30303

AFFIDAVIT OF PUBLICATION

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

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Before the undersigned, a Notary Public of Said County and State,

Robert Gruber

Who, being duly sworn or affirmed, according to the law, says that he/she is

Publisher

of THE STAR-NEWS, a corporation organized and doing business under the Laws of the State of North Carolina, and publishing a newspaper known as STAR-NEWS in the City of Wilmington

Public Notice Cape Fear Public Transportation Authority Disadvantaged Business Enterprise Program Notice is hereby given that the Cape Fear Public Transportation Authority Wave Transit is recommending a Disadvantaged Business Enterprise DBE participatio

was inserted in the aforesaid newspaper in space, and on dates as follows:

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And at the time of such publication Star-News was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

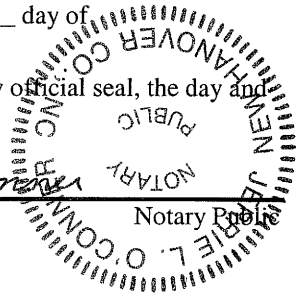
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Sworn or affirmed to, and subscribed before me this 15th day of June, A.D., 2009

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In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

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Notary Public
My commission expires 12th day of Sep, 2012



Upon reading the foregoing affidavit with the advertisement thereto annexed it is adjudged by the Court that the said publication was duly and properly made and that the summons has been duly and legally served on the defendant(s).

This _____ day of _____, _____

Clerk of Superior Court

MAIL TO: