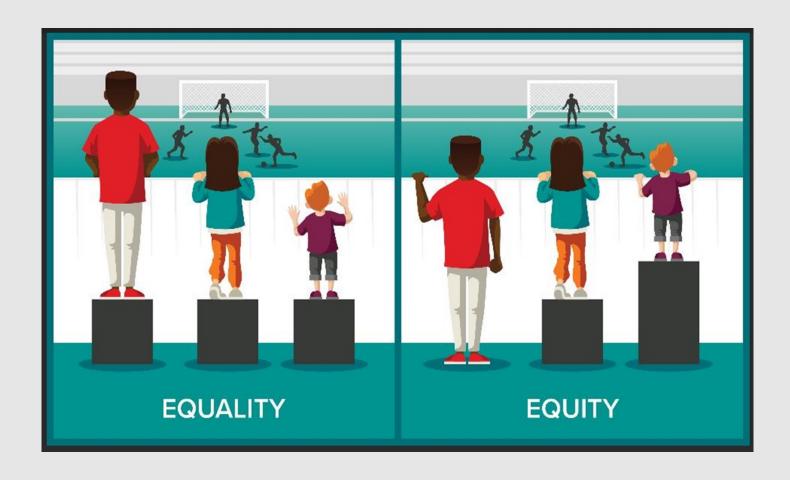


WTBA – CE Conference – January 2024

Madalena Maestri, Ed D – DBE Program Chief

DBE Program

Disadvantaged **Business Enterprise**



















DBE Program – Why??

It's the law

 49 CFR Part 26 and supporting statutes promote equity in transportation contracting

Industry benefits

More qualified small businesses to participate

The State benefits

- We are all safer driving on roads that are well-maintained
- More dollars in our local communities









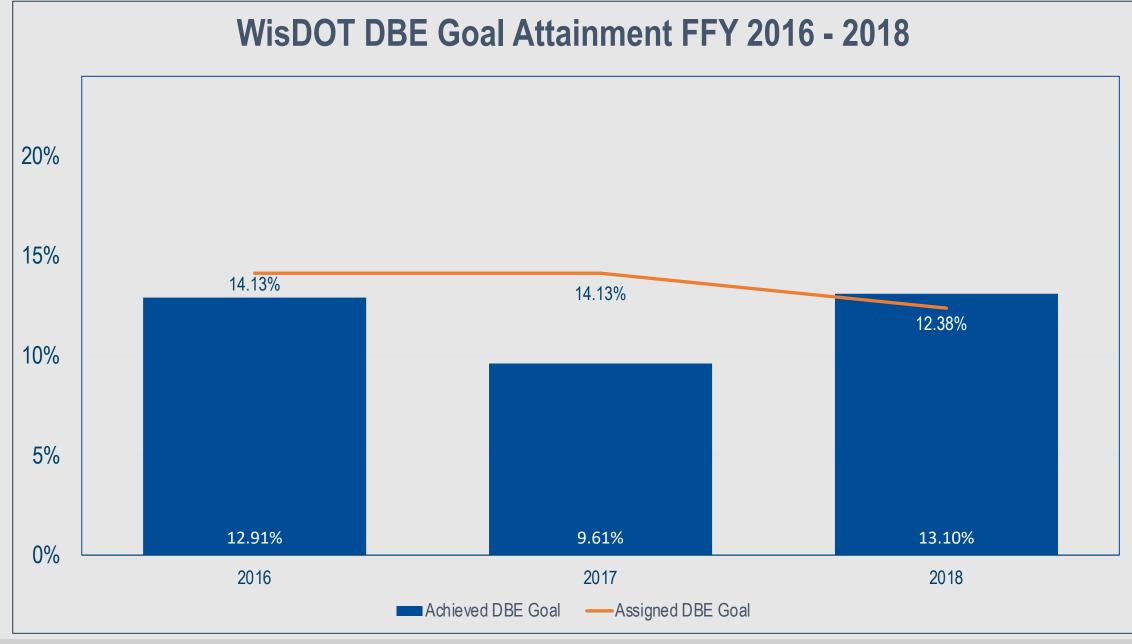
2019 – 2024 – DBE Program in Review

2019 – FHWA Technical Assistance Visit















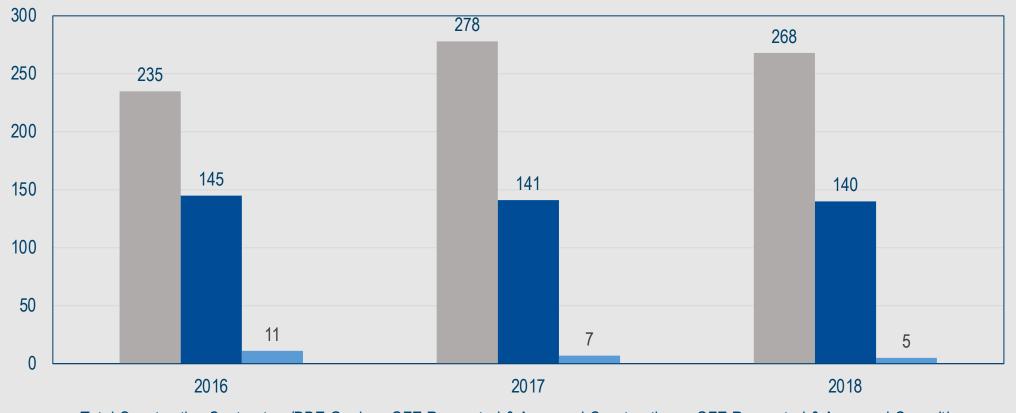








GFE Requests & Approvals – Contracts with DBE Goals FFY 2016-2018









2019 – FHWA Technical Assistance Visit Recommendation Highlights

- Set reasonable and attainable contract goals
- Comply with regulatory requirements for GFE (Good Faith Effort) and DBE documentation submission related to bid
- Determine why contract awards based on GFE (goal not met) are so much higher than awards with goal met
- Improve processes for prompt payment and retainage
- Develop a CUF (Commercially Useful Function) review process





2019 - 2023 - FHWA Technical Assistance Visit WisDOT Response

- Set reasonable and attainable contract goals
 - Work with DTIM (Division of Transportation Investment Mgt)
 - Align sub-contractable opportunities with RWA and location
 - Create process for collecting DBE participation throughout life of project
- Comply with regulatory requirements for GFE (Good Faith Effort) and DBE documentation submission related to bid
 - Work with stakeholders and FHWA to update ASP-3
 - Phase in updated GFE and DBE documentation requirements
 - Provide tools for contractors to undertake and document GFE













2019 - 2023 - FHWA Technical Assistance Visit WisDOT Response

- Determine why contract awards based on GFE (goal not met) are so much higher than awards with goal met
 - All GFEs were approved
 - Review goal setting practices
 - Implement new GFE processes
- Improve process for prompt payment and retainage
 - **Update ASP-4**
- Develop a CUF (Commercially Useful Function) review process
 - Implement CUF monitoring for all DBEs on all projects















How?

Work with internal teams

Bureaus – Divisions – Regions

Work with Industry

Work with FHWA

Implement new policies

Adjust as needed

Provide tools and training

- ASP-3 sessions
- GFE tool kit



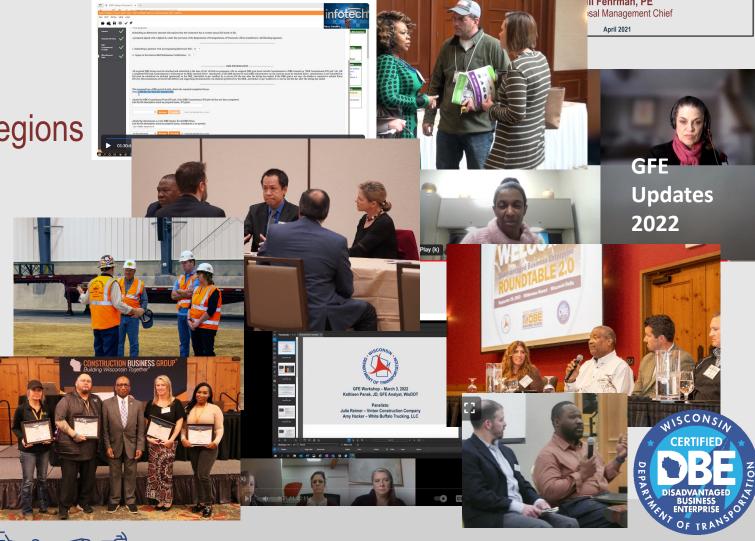
Madalena Maestri, EdD, DBE Program Chief

Jillene Fehrman, P.E., Proposal Management Chie



Madalena Maestri, EdD **DBE Program Chief**

II Fehrman, PE























WEAK FAIR GOOD Joint Venture: Wile E Coyote, Inc. .Pepe Le.Pew,.Inc. Granny, Inc. & Foo Horn Leg Horn, Inc. GFE TEAM RUBRIC ACTIVE & AGGRESSIVE POINTS: 1 - 15 · At advertisement (25 days prior to let), sent invitations to specialty QUALITY · Emailed tailored solicitations to DBEs for a proposal review session. POINTS: 1 - 15 landscaping and traffic control firms 10 days prior to let; · Solicited DBEs using a current DBE Emailed solicitation to all DBEs on QUANTITY the Directory that they printed last Directory sorted by specialty and Talked to 2 DBE's who guoted region Points: 1-15 landscaping items high, recommended they review their Analyzed contract to decide to self-· Analyzed items they planned to calculations and suggested a SCOPE & INTENSITY subcontract; targeted saw cutting perform 75% of the contract supplier. POINTS: 1-15 and electrical items for DBE Signed subcontract with preferred utilization · Disqualified a DBE because quote supplier; DBE quotes were not didn't include all landscaping items considered: · Confirmed intent to quote by calling Points: 1-30 in quote all DBEs who attended session After DBE office requested DT1202, Advised one DBE to consider the bidder called the DBE's they met · Checked references of 3 promising BUSINESS clearing and grubbing as potential at the DBE conference last year. DBEs. DEVELOPMENT bid items in future Points: 0 - 10 Compared DBE quote to all non-DBE Conducted substantive conversation Checked SBN for DBE quotes quotes; the only criteria used was with the DBE who called them: lowest price · Decided to use trucking to meet DBE · Actively mentors a DBE firm in goal; prepared schedule template administrative (back office) Bidder did not respond to the DBE based on type of materials who called/emailed an inquiry requirements Exceeded assigned contract goal by · Bidder asks potential 'major 10% on another project in this letting subcontractors' (in email) to contribute to DBE utilization Score 30 Points **Score 70 Points Score 90 Points**



















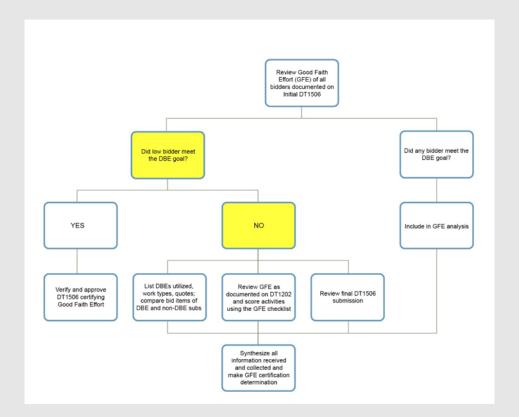


GFE Rubrics

2020

	No evidence 0	Weak 1 point	Fair 5 points	Good 15 points	5-40 points
	Lacked any documentation of effort	Documentation lacked specific examples of effort	Documentation includes one example of effort	Documentation includes multiple examples of efforts	Documentation of efforts in categories 5 & 6
1. Active & Aggressive					
2. Quality					
3. Quantity					
4. Scope & Intensity					
Timing 1 point added per day for DBE engagement efforts initiated prior to Let (up to 25 points)					
Business Development Initiatives 5 points per activity that has occurred in last 5 months (up to 15 points)					

GFE Process



GFE EVALUATION RUBRIC - PHASE 1 - January 2021

	Active & Aggressive Category	Quality Category	Quantity Category	Scope & Intensity Category	Timing Category	Business Develop't Efforts	Total =
Solicitation Documentation	5 Daily Reporter, SBN, e-mails	5 Narrowly tailored email	5 Multiple sources		5 15 work days prior to let		20
Selected Work Items Documentation		5 specified work types available		5 SBN & e- mail solicitation			10
Documentation of Project Information provided to Interested DBEs		5 E-mail solicitation, phone calls, SBN	5 E-mail, SBN, Phone calls		5 15 work days prior to letting		15
Documentation of Negotiation with Interested DBEs			5 Phone calls to DBE's – offering assistance		5 8, 7 and 1 days prior to letting		10
Documentation of Sound Reason for Rejecting DBEs		5 Analysis beyond cost alone		5 Used another DBE: broke out quote to use DBE			10
Documentation of Assistance to Interested DBEs- bonding, credit, insurance, equipment, supplies/materials		5 Recommend stockpiling (WisDOT)			5 Continuous		10
Documentation of Outreach to Minority, Women, and Community organizations and other DBE Business Development Support						5 AACC NAWIC	5
Documentation of other GFE activities	5 Golden Shovel Conference	5 Used DBE to do safety inspections	5 Numerous activities throughout year- host workshop	5 TrANS		5 Mentor Protégé	25
Overall Total=							105



2021





















GFE EVALUATION RUBRIC - PHASE 1 - Initial Review

DT1202	Examples	Rating
Solicitation Documentation	Identify all reasonable and available activities performed to solicit the interest of all certified DBEs who have capacity and ability to perform work on the project.	
	Updated solicitation letter & email	
	Timely solicitation and follow-up Utilized various methods to communicate solicitation	
	(ex: letter, email, publication, posting & website)	
Selected Work Items Documentation	All work items are broken out into economically feasible	
	units to facilitate DBE participation	
	Clearly identified in all solicitation(s) Selected work items that are available are specific to each proposal	
Documentation of Project Information	Provide interested DBEs with adequate information	
provided to Interested DBEs	about the plans, specifications, and any other	
	contractual requirements in a timely manner to assist DBEs in response to solicitation.	
	Clearly identified in all solicitation(s)	
Documentation of Negotiation with	Provide sufficient evidence demonstrating that good	
Interested DBEs	faith negotiations took place during the bid letting.	
	Documented attempts with DBEs or on behalf of DBEs to increase DBE participation	
Documentation of Sound Reason for	Provide sufficient evidence demonstrating that DBEs are	
Rejecting DBEs	not rejected for sound reasons such as past performance, relevant business experience and stability.	
	safety record, business ethic and integrity, technical capacity, and other tangible factors.	
	Detailed and thoughtful analysis that considers both the percentage & dollar difference when rejecting a DBE	
Documentation of Assistance to Interested DBEs- bonding, credit, insurance,	Documented assistance in both solicitation(s) and outreach to DBEs who have questions	
equipment, supplies/materials	outeach to DDE3 who have questions	
Documentation of Outreach to Minority,	Effectively use the services of minority, women, and	
Women, and Community organizations	community organizations as well as contractors' groups, local, state, and federal business assistance offices and	
and other DBE Business Development Support	organization that provide assistance in recruiting and	
опрын	supporting DBEs, as well participation in activities that support DBE business development.	
	Variety of activities that translate into meaningful DBE participation	
Documentation of other GFE activities	Use of DT1202 Excel Workbook	
	Diversity Inclusion Company Policy	
Overall Total		5 - Approved
		ACCESS?

Last Updated: February 2022

GFE EVALUATION RATING LEGEND - PHASE 1 - Initial Review

Can we keep this as a guide?

ACTIVE & AGGRESSIVE: Demonstrated through engaged and assertive activity QUALITY: Demonstrated through essential character of conscientious and serious activity QUANTITY: Demonstrated through a measurable number of activities SCOPE & INTENSITY: Demonstrated through a rigorous approach to an appropriate and purposeful range of activities TIMING: Demonstrated through engagement efforts beyond simple solicitation, initiated early in the process BUSINESS DEVELOPMENT INITIATIVES: Demonstrated by efforts to support business growth and health of DBEs

Approval/Denial Assessment:

Each DT1202 category will be color coded according to the below chart:

Green = Above average demonstration of active and aggressive, quality actions, in a sufficient quantity to satisfy good faith.

Yellow = Adequate demonstration of active and aggressive, quality actions, in a sufficient quantity to satisfy good faith.

Red = Below expectations

See OBOEC Rubric Analysis Feedback Tab on how improve in these areas

GFE Denial:

Pro Forma efforts = 4 or less categories color coded green or yellow. Perfunctory effort characterized by routine or superficial activities

GFE Approval:

Bona Fide = 5 or more categories color coded green or yellow. Genuine effort characterized by sincere and earnest activities

GFE Denial:

Pro Forma efforts = 4 or less categories color coded green or yellow. Perfunctory effort documented with routine or superficial activities

GFE Approval:

Sufficient = 5 or more categories color coded green or yellow. Adequate effort documented with a variety of quality activities

GFE Approval:

Bona Fide = 6 or more categories color coded green. Active and aggressive effort documented through rigorous and purposeful activities

Last Updated: February 2022



2022



















What Did We Do?

Updated and Created Resources and Programs for DBEs and Primes





DBE Program – Resources Management and Technical Assistance

<u>Assessment</u> <u>Certification</u>

QuickBooks Estimating and Quotes

Certified Payroll Contract Reviews

SBN Account Capability Statements

Workshops Trucking



















DBE Program – Resources Management and Technical Assistance - Coaching

- An informal and short-term relationship
- DBE is assigned a DBESS consultant or DOT prime
- DBE will complete an action plan with consultant or prime to determine and assist with business needs



successful outcomes on WisDOT projects. Coaching can help a DBE advance in their trade by teaching new skills and strengthening existing skills. The DBE coach can assist with creating an The coach helps the DBE gain insight into their action plan in coordination with the DBE Office to achieve specific outcomes, such as setting

strengths and identify areas for growth as they move along the path to successfully contracting

Coaches provide guidance and expertise for working on WisDOT projects and help DBEs:



up office efficiencies, identifying niche areas

- Overcome obstacles
- Stay focused and motivated Set business-related goals and objectives to create a path to success
- Identify strengths, weaknesses, opportunities and threats/risks
- Evaluate prime contracting goals

DBE Program Support rosalind.roberson@dot.wi.gov (414) 266-1172

















DBE Program – Resources Mentor-Protégé Program

WisDOT MENTOR/PROTÉGÉ PROGRAM BROCHURE

BENEFITS TO THE MENTOR

BENEFITS TO THE PROTÉGÉ



MATCHING THE MENTOR AND THE PROTÉGÉ

Prior to entering into a formal agreement, both the mentor and the protégé should consider how their skills and expertise will best complement each other. A mentor may offer to provide assistance in the following

- Technical
- Managerial/Contract Preparation
- · Accounting and Estimating
- NAICS Code Expansion
- · Professional Advice
- · The Mentor/Protégé Memorandum of Understanding (MOU) will remain in effect for two years with the possibility of a twoyear extension.

THE PROCESS



Recruitment and/or M/P SelfSubmits Draft MOU

Stakeholder **Review Panel Evaluates** Draft MOU



Submission

for Mentors and Protégé



M/P Pair Implements Training Plan for Approved M/P Pair Reports; WisDOT Evaluates/





2023 - 2024

- 5 Construction Pairs
- 6 Consultant Pairs





















DBE Program – Resources Loan Mobilization Guaranty Program

- Assists DBE firms obtain working capital to mobilize their
- A DOT contract is required
- DBE qualified for 50% of the contract amount lender receives 90% guaranty on the loan.
- Joint checks are issued to lender and DBE until loan is paid
- Any Wisconsin bank, CDFI, saving and loan, or credit union is an eligible lender



PROGRAM GOAL

The WisDOT Loan Mobilization Guaranty Program is designed to help certified Disadvantaged Business Enterprises (DBEs) obtain working capital to participate on Wisconsin Department of Transportation (WisDOT) highway construction projects as a prime or subcontractor.

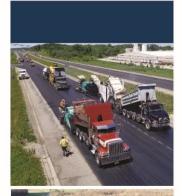
To qualify, certified DBE firms must have a contract or subcontract for work let by WisDDT and have demonstrated the ability to complete the work. To begin the process DBE firms must complete the Capacity Building Business Assessment (CBBA).

The program is managed by the First American Capital Corporation, inc. (ACC). The Guaranty is provided by the American Indian Chamber of Commerce of Wisconsin (AICCW), serving as the Business Development Organization.

FOR ADDITIONAL PROGRAM INFORMATION PLEASE CONTACT:

Gary Mejchar, AICCW Representative gary@eiccw-facc.org

Bill Beson, FACC Representative bill@aiccw-facc.org









DISADVANTAGED BUSINESS ENTERPRISE

























Payne+Dolan (P+D) appreciates the DBE contractors listed below. Their combined efforts exceeded the project's DBE goal, resulting in an exceptional project out come

DBE TRUCKING

Bullet Transit

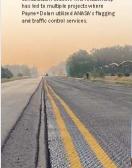
SWEEPING

On Call Pavement Sweeping, Inc.

Suppliers P3 Infrastructure, Inc

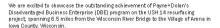
FLAGGING ANASA Traffic Control Services, LLC

Payne+Dolan and ANASA have been nartners in the WisDOT Mentor/ Protégé Program since the 2022 construction season. This relationship



PRIME CONTRACTOR **Project Spotlight**

Project: County 1640-00-63 Iowa County | Southwest Region



The project, which began in mid-June 2023 and was completed ahead of schedule in late July 2023, involved critical tasks such as milling the existing asphalt surface to a depth of 2.5 inches, laving a 2.5-inch HMA surface course, striping, rumble strips, and aggregate shoulders. High traffic volumes and limited viable detour routes required nightly flagged single-lane closures to ensure the safety of both workers and the traveling public.

Payne+Dolari's original commitment to the DBE program stood at \$123,769.42, meeting the 3.00% DBE project goal. This commitment included the valuable contributions of trucking subcontractor Bullet Transit, sweeping subcontractor On Call Pavement Sweeping, and material supplier P3 Infrastructure, Inc. However, the successful collaboration continued. ANASA Traffic Control Services, LLC joined the project later, bolstering the achieved DBE participation to an impressive \$252,769.24 (6.56%).

Safety was paramount, with USH 14 being a rural two-lane bi-directional highway without artificial lighting, ANASA Traffic Control Services, LLC was critical in ensuring a safe environment for milling, paying, shouldering, and rumble strip crews. Their dedicated flagging crews, equipped with mobile flagging signs, temporary rumble strips, pilot cars, and portable light towers, guided the traveling public through the

The success of the DBE program on the USH 14 project is a testament to the collaborative efforts and dedication of all involved parties. By surpassing the initial DBE goal, Payne+Dolan showcased the immense value that diverse businesses bring to the construction industry. We would like to extend our congratulations and appreciation to Bullet Transit, P3 Infra structure, Inc., On Call Pavement Sweeping, and ANASA Traffic Control Services, LLC, for their exceptional contributions to the





WisDOT and the Office of Business **Opportunity & Equity Compliance** (OBOEC) welcomes you to the first edition of the Consultant/Professional Services Quarterly Newsletter! Our goal is to provide you with the latest information on WisDOT opportunities, professional events, technical information, and to share DBE firms

Upcoming Events

WTBA/WisDOT Contractor-Engineer Conference

January 18-19, 2024

Click Here to Register https://members.wtba.org/events/2024/01/18/industryevent/2024-wtha-wisdot-contractor-engineer-conference

Engineering Opportunity Days

February 21, 2024 Firms must be on the Roster to participate in Engineering Opportunity Days (see page 2)

WisDOT Annual DBE Workshop & Networking Summit

February 28-29, 2024 Click Here for Informatic

https://wisconsindot.gov/Pages/doing-bus/civil-rights/ annual-event-page.aspx

Transportation Improvement Conference (TIC) 2024 Date TBD

Where to Go

WisDOT home page:

and project spotlights.

https://wisconsindot.gov/Pages/home.aspx#



To locate a DBE partner firm offering design or professional services, visit the UCP Directory. https://wisconsindot.gov/Documents/doing-bus/civilrights/dbe/dbe-ucp-directory.xlsx

Meetings

Transportation Consultant Advisory Committee (Trans-CAC) Join us in 2024 to discuss DBE updates and opportunities for

consultants. Your input matters to us! Jan 24, 2024 April 24, 2024 July 24, 2024

Please Click Here for information on this meeting and other Stakeholder meetings.

https://wisconsindot.gov/Pages/doing-bus/civil-rights/dbe/ public-meetings.aspx





WisDOT Overall DBE Goals for FFY 2024, 2025, 2026

Wisconsin DOT's overall annual triennial DBE Goal for Federal Fiscal Years (FFY) 2024, 2025, and 2026 has been set at 12.42%.

This is a .01% increase from the previous goal of 12.41% for FFY 2021 - 2023 representing an increase of \$64.6 million in additional DBE goal achievement projected, shown left.

This table (left) depicts past triennial goal attainment from 2018 to present. WisDOT is projected to exceed the 12.41% goal at the end of FFY 2023 on September 30, 2023.

*The goal amount achieved will be adjusted from August achievement shown in the table to the left with the last month of DBE participation for FFY 2023. Final achievement will he calculated at the end of September

FFY 2021, 2022, 2023	OVERALL ANNUAL GOAL		CONSCIOUS PORTION		NEUTRAL PORTION	
Annual Estimated FHWA Funds	%	\$M	%	\$M	%	\$M
\$750 million Construction and Consulting Contracts	12.41%	\$93.1	8.14%	\$61.1	4.27%	\$32
FFY 2024, 2025, 2026	OVE			CIOUS	NEUT PORT	
Annual Estimated FHWA Funds	%	\$M	%	\$M	%	\$M
\$1.26 billion Construction and Consulting Contracts	12.42%	\$157.7	7.4%	\$116.7	5.02%	\$82

	FEDERAL FUNDS	DBE GOAL ASSIGNED	DBE GOAL ATTAINMENT	DBE % ACHIEVED
2018	\$1,010,715,966	12.38%	\$132,403,792	13.10%
2019	\$769,232,326	12.38%	\$81,307,857	10.57%
2020	\$745,516,053	12.38%	\$89,536,478	12.01%
2021	\$906,229,250	12.41%	\$120,536,478	14.57%
2022	\$1,011,621,027	12.41%	\$139,065,787	13.75%
/2023	\$927,035,278	12.41%	\$129,487,623	13.97%*

CONTINUED ON NEXT PAGE

The DBE Reporter newsletter is published by the Office of Business Opportunity and Equity Compliance to educate, highlight, and connect DBE businesses and stakeholders.

VISIT US ONLINE

























DBE Program – Resources



CONTACT **INFORMATION HIGHWAY TECHNICIAN CERTIFICATION PROGRAM**

m College of Engineering, **Mathematics and Science**

608.342.1545

☑ htcp@uwplatt.edu

9 0049 Ottensman Hall

Disadvantaged Business Enterprise (DBE) Program

Annual Event | Contacts | DBE Application | DBE Directory | DBE Directory Map | DBE Program DBE Trucking | Events | Forms & Info for DBEs | Newsletters | Plans and Goals | Prime Contractor Resources Sign up for Updates | Stakeholders | Support Services

The purpose of WisDOT's DBE program is to increase the talent pool of contractors ready, willing, and able to perform high-quality work throughout the state highway

The program grew from the Surface Transportation Assistance Act of 1982. Today, the program supports small and emerging businesses throughout the state by providing technical assistance and mentorship on what it takes to compete successfully for heavy highway work.

DBE firms are small businesses at least 51% owned, operated, and fully controlled on a daily basis by any of the following: African Americans, Native Americans, Hispanic Americans, Asian-Pacific Americans, sub-continent Asian Americans, women.



WisDOT is committed to the continuous improvement of the DBE program and strengthening the program for both bidders and DBEs.





Newsletters





Prime Contractor Resources

Forms and Info for DBEs



DBE Application



Events







Civil Rights and Compliance System

CONSTRUCTION BUSINESS GROUP®



Providing technical assistance and facilitating meaningful business relationships.

























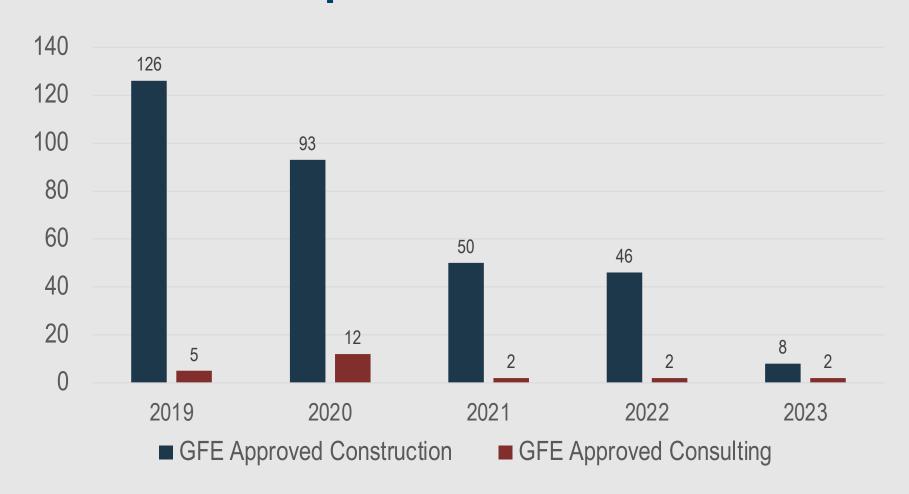
WisDOT DBE Goal Attainment FFY 2019 - 2023







GFE Requests FFY 2019 - 2023







DBE Program – Impact – FFY 2023

- **DBE Commitments \$155 + Million (14.42%)**
 - 134 Prime contracts
 - 2,434 Subcontracts
- 197 DBE firms paid -\$243 + Million
 - \$162 + Million ongoing projects
 - \$81 + Million projects closed during the year





Total Contracts with Federal Funds 14.42% (FFY23) DBE Attainment 6%

> **TOTAL CONTRACTS:** \$1,076,156,888

■ Black American

■ Native American

■ Subcontinent Asian American

\$12,127,352

\$10,112,458

\$6,610,301

■ Hispanic American

■ Asian-Pacific American

■ Non-Minority

\$34,022,541

\$22,676,873

\$69,587,228



















Thank You!

Love, Madalena



