



**CITY COUNCIL
COMMUNICATION:**

ITEM _____

**OFFICE OF THE CITY MANAGER
CITY OF DES MOINES, IOWA**

02-074

SYNOPSIS -

AGENDA:
FEBRUARY 4, 2002

The U.S. Department of Transportation (DOT) has revised rules (49 CFR Part 26) for participation by Disadvantaged Business Enterprises (DBE) in DOT-funded programs. The Engineering Department has worked with the Federal Aviation Administration (FAA) and Iowa Department of Transportation (IDOT) to revise its DBE Program, which received final approval by FAA in January 2001. 49 CFR Part 26 requires that each state create a Unified Certification Program (UCP) so that certified DBEs would be recognized by all recipients of DOT funds within the state. The Engineering Department has worked with IDOT regarding this proposed UCP and has utilized the IDOT Directory of Certified DBEs on FAA projects since August 1999.

SUBJECT:
DISADVANTAGED
BUSINESS
ENTERPRISES
UNIFIED
CERTIFICATION
PROGRAM

FISCAL IMPACT -

TYPE: No City costs. All costs associated with DBE certification under the UCP will be paid by IDOT.

RESOLUTION
ORDINANCE
RECEIVE/FILE

RECOMMENDATION -

Approval.

SUBMITTED BY:

JEB E. BREWER, P.E.
ACING CITY
ENGINEER

BACKGROUND -

On February 2, 1999, the DOT published in the Federal Register revised final rules for DBE participation in DOT programs. These rules became effective March 4, 1999, and required recipients of federal financial assistance from the DOT to revise their DBE programs to comply with the new regulations.

The City receives financial assistance from the Federal Highway Administration (FHWA) and the FAA. IDOT administers FHWA funds and requires the IDOT DBE program in all FHWA-funded projects. The Engineering Department has been working with various

agencies to establish a DBE program in accordance with 49 CFR Part 26.

On January 22, 2001, under Roll Call No. 01-280, the City Council approved the "Disadvantaged Business Enterprise Program Adopted Specifically For Projects Funded In Part By The U.S. Department Of Transportation, City of Des Moines, revised January 2001," which meets the standards of 49 CFR Part 26 and was approved on January 10, 2001, by the Regional FAA Administrator on behalf of the DOT. On January 9, 2001, under Resolution No. A01-05, the Airport Board approved the DBE program, which included the following statement regarding the UCP:

The City of Des Moines has contacted the IA DOT and expressed its willingness to participate in a Unified Certification Program (UCP), with the IA DOT. The IA DOT is assuming it will be the lead organization in the UCP because of funding and staffing. Until such time as the UCP agreement can be executed, the IA DOT has agreed to allow the City of Des Moines to utilize the IA DOT's DBE directory.

A statewide certification of DBEs before April 2002 is required by 49 CFR Part 26. IDOT has prepared the IDOT UCP Agreement, which creates the statewide UCP establishing a single uniform process or "one-stop shopping" for DBE applications, certifications, and development of a single point DBE Directory. All DOT recipients will be required to ratify the UCP agreement and all DBE certifications by IDOT will be binding. IDOT will staff and fund the Iowa UCP at no cost to members.
