

0072403 – DISADVANTAGED BUSINESS ENTERPRISE PROGRAM-DBE
RECORDS AND REPORTS
RESPONSE TO COMMENTS FROM INDUSTRY REVIEW

Jacquelin D. Brown
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Comments:

Changes require only DBE/MBE subcontractors to be reported monthly. My suggestion is to include suppliers as this is the role of the majority of MBEs on Highway and Bridge Construction Projects. So Rental Agents and Suppliers are recommended for reporting as well as subcontractors. This is an excellent change. Sylvia Barge is commended for making this change that enhances our working relationships with prime contractors.

Response: Construction material and suppliers will be added to the revised Specification. We will not add rental agreements at this time. Thank you for your comments.

Kenneth Whitfield
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850.414.4303

Comments:

Here's some minor format and style suggestions:

7-24.3 DBE Records and Reports: Submit the Anticipated DBE Participation Statement at or before the Pre-Construction Conference. Using the Department's website based Reporting System, submit monthly reports showing the actual payments, retainage, minority status, and the work type of all *DBE and MBE* subcontractors and major suppliers. The Equal Opportunity Office will provide instructions on accessing this system.

Develop a record keeping system to monitor DBE affirmative action efforts which include the following:

- (a) the procedures adopted to comply with these Specifications;
- (b) the number of subordinated Contracts on Department projects awarded to DBEs;
- (c) the dollar value of the Contracts awarded to DBEs;
- (d) the percentage of the dollar value of all subordinated Contracts awarded to DBEs as a percentage of the total Contract amount;
- (e) a description of the general categories of Contracts awarded to DBEs; and
- (f) the specific efforts employed to identify and award Contracts to DBEs.

Upon request, provide the records to the Department for review.

~~All such records are required to be maintained for a period of five years following~~

~~acceptance of final payment and have them available for inspection by the Department and the Federal Highway Administration.~~

Make all records available to the Department or Federal Highway Administration for five years after acceptance of final payment.

Response: Good suggestions. We prefer to leave the language to read Equal Opportunity Reporting System to specify which reporting system must be used. Thank you for your comments.

Derek Fusco
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Comments:

Is the acronym MBE in the subject special provision spelled out in the Standard Specification book? If not, perhaps the acronym MBE should be spelled out in this special provision.

Response: The acronym will now read Minority Business Enterprise (MBE). Thank you for your comment.

Sherry Valdez
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Comments:

Duane, regarding the above subject spec.
MBE is not defined as Minority Business Enterprise.

Response: Please see above response. Thank you for your comment,

Calvin L. Johnson, Sr.
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(850) 414-5287 (office)

Comments

Revisions looks good, except the word "and" should be left in 3rd line.

Response: and will be added back into the revision. Thank you for comment,

John Previte
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Comments:

7-24.3 DBE Records and Reports: Submit the Anticipated DBE Participation Statement at or before the Pre-Construction Conference. Report monthly, through the Equal Opportunity Reporting System on the Department’s Website, actual payments, retainage, ~~minority status, and work type~~ of all *DBE and MBE* subcontractors ~~and major suppliers~~. The Equal Opportunity Office will provide instructions on accessing this system. Develop a record keeping system to monitor DBE affirmative action efforts which include the following:

- (a) the procedures adopted to comply with these Specifications;
 - (b) the number of subordinated Contracts on Department projects awarded to DBEs;
 - (c) the dollar value of the Contracts awarded to DBEs;
 - (d) the percentage of the dollar value of all subordinated Contracts awarded to DBEs as a percentage of the total Contract amount;
 - (e) a description of the general categories of Contracts awarded to DBEs;
- and
- (f) the specific efforts employed to identify and award Contracts to DBEs.

Upon request, provide the records to the Department for review. All such records are required to be maintained for a period of five years following acceptance of final payment and have them available for inspection by the Department and the Federal Highway Administration.

**Response: Please clarify your comment. Thank you for responding.
Please disregard this submittal per John Previte**

Marshall Douberley
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Comments:

Ms. Jackie Brown suggested that the reporting system be expanded to include DBE/MBE Suppliers and Rental Agents.

Response: We will not add rental agreements at this time. Thank you for your comment.

Robin Phillips
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Comments:

In reference to your recent memorandum dated May 8th, 2007 regarding the proposed specification change 0072406 DBE Records and Reports, I would like to know if the non-DBE subcontractor payments already in the reporting system can be removed. Or is it possible to have the Bizweb personnel remove all non-DBE subcontractor reports once this spec change is accepted? My contact information is below should you need to speak with me directly. I think this change will be widely accepted, but I want to get clarification on what to do with the information entered that is no longer needed for DBE records and reporting.

Response: We will not make any changes to the system at this time. Please contact Ms. Nita Jackson with any comments that you have regarding the Equal Opportunity Reporting System at nita.jackson@dot.state.fl.us.