

DEPARTMENT OF TRANSPORTATION
DBE PROGRAM – 49 CFR PART 26
3-Year Goal Computation
FFY 2022/2023/2024



Ogden-Hinckley Airport (OGD)

Prepared for
Ogden-Hinckley Airport
Ogden, UT

Prepared by
**Mead
& Hunt**

November 15, 2022

Preface

Ogden City Corporation (OCC) is the owner and operator of the Ogden Regional Airport (OGD) located in Ogden, Weber County, Utah. OCC controls, operates, and manages all airport operations. It establishes policy to ensure that quality aviation related services are provided to the region. OCC has established the following Disadvantaged Business Enterprise (DBE) program for the Ogden Regional Airport in accordance with Code of Federal Regulations (CFR) of the U. S. Department of Transportation (DOT), 49 CFR Part 26. All reference to Subparts and Section numbers throughout this DBE policy (i.e. Subpart A, 26.1, 26.3, etc.) are to the 49 CFR Part 26 regulations.

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ATTACHMENT 5

Section 26.45: Overall DBE Three-Year Goal Methodology

Name of Recipient: The Ogden City Corporation (OCC) owner of Ogden-Hinckley Airport (OGD).

Airport Category: Primary Non-Hub (*Based on 2021 Passenger Boarding Data FAA*)

Goal Period: October 1, 2021 through September 30, 2024

DOT-Assisted Airport Contract Amount:	FY-2022-1	\$ 950,000
	FY-2022-2	\$ 1,010,481
	FY-2023-1	\$ 6,519,000
	FY-2023-2	\$ 634,564
	FY-2023-3	\$ 375,917
	FY-2023-4	\$ 5,270,087
	FY-2024-1	\$ 421,386
	FY-2024-2	\$ 1,586,025
	FY-2024-3	\$ 1,983,474
	<u>FY-2024-4</u>	<u>\$ 1,185,749</u>

Total \$ 20,013,916*

Note: Includes all AIP & BIL Funded Projects

Overall Three-Year Goal: 3.65%, to be accomplished through 0.00% RC and 3.65% RN

Total dollar amount to be expended on DBE's: \$ 730,507

The Number and Types of Contracts with federal funding participation the Ogden-Hinckley Airport anticipates awarding is as follows:

Federal Contracts Fiscal Year 2022

1. North Apron Rehabilitation (Estimated Federal Share \$950,000)
2. Terminal Improvements (Estimated Federal Share \$1,010,481)

Federal Contracts Fiscal Year 2023

1. Terminal Improvements (Estimated Federal Share \$6,519,000)
2. Terminal Improvements (Estimated Federal Share \$634,564)
3. Design South Apron Construction (Estimated Federal Share \$375,917)
4. Land Acquisition 16.85 acres - Kemp (Estimated Federal Share \$5,270,087)

Federal Contracts Fiscal Year 2024

1. Terminal Improvements (Estimated Federal Share \$421,386)
2. Helicopter Parking Apron (Estimated Federal Share \$1,586,025)
3. Helicopter Parking Apron Access Road (Estimated Federal Share \$1,983,474)
4. Runway 17/35 Crack Seal and Seal Coat (Estimated Federal Share \$1,185,749)

Market Area: The City of Ogden, Utah (population 87,321 (*2020 census*)) is located in the northern part of the state of Utah and is the County Seat for Weber County, Utah. The Community is the eighth largest populated municipalities in the state and serves as a major hub for railway traffic boosting its significance for manufacturing and commerce. The County demographics show modest growth due in part to the

tourism in the area. The population density was 2,899.2 people per square mile (1,119.3/km²). There were 29,763 housing units at an average density of 1,117.4/sq mi (431.4/km²). The racial makeup of the city was 79.01% White, 2.31% African American, 1.20% Native American, 1.43% Asian, 0.17% Pacific Islander, 12.95% from other races, and 2.93% from two or more races. Hispanic or Latino residents of any race were 23.64% of the population.

Due to the project location and the availability of contractors, the Market Area is determined to consist primarily of Box Elder, Cache, Davis, Morgan, Rich, Salt Lake, Summit, Tooele, Wasatch, and Weber Counties in Utah. The Market area will also consider other areas of the state depending on work categories. This market area was chosen as the representative market area based on reasonable proximity to Ogden-Hinckley Airport, past participation records and ability to perform work at the Airport on the upcoming projects.

Step 1. 26.45(c) Analysis: Actual relative availability of DBE's

Step 1 examines the number of actual DBE's compared to number of businesses available to perform the work on the Airport's upcoming projects. This is achieved by identifying the work items using the North American Industry Classification System (NAICS) and relating them to the State of Utah DOT DBE Directory and the U.S. Census Bureau Data.

The work involving the use of federal transportation dollars was examined for potential DBE work items in market area. The following tables identify the work items and associated DBE's and businesses in these counties that could potentially be used for the Airport projects.

FY 2022 Project 1 – North Apron Rehabilitation

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
212321	Sand and Gravel	1	178	0.56%
237110	Storm Sewer Line Construction	10	460	2.17%
237310	Airport Runway Construction	1	60	1.67%
237310	Painted Traffic Striping and Marking	5	266	1.88%
238110	Poured Concrete	2	277	0.72%
238910	Demolition/Excavation/Site Preparation	1	285	0.35%
238990	Construction Site Cleanup	13	371	3.50%
423320	Construction Materials	2	256	0.78%
484110	Trucking	16	458	3.49%
541370	Construction Survey	1	203	0.49%
561730	Landscaping/Erosion Control	4	409	0.98%
561990	Traffic Control	4	29	13.79%
Total		60	3252	1.85%

FY 2022 Project 2 – Terminal Improvements

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
236220	Institutional Building Construction (General Contractor)	9	788	1.14%
237110	Sewer and Water	10	460	2.17%

238110	Poured Concrete Foundations	2	277	0.72%
238210	Electrical/Lighting	1	199	0.50%
238320	Painting and Wall Coverings	1	81	1.23%
238910	Demo/Excav/Site Prep Contractors	7	285	2.46%
332312	Building Materials	3	279	1.08%
541310	Building Design	7	192	3.65%
541380	Material Testing	7	57	12.28%
541611	Cost Estimating	1	77	1.30%
561730	Landscaping/Erosion Control	3	409	0.73%
Total		51	3104	1.64%

FY 2023 Project 1 – Terminal Improvements

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
236220	Institutional Building Construction (General Contractor)	9	788	1.14%
237110	Sewer and Water	10	460	2.17%
238110	Poured Concrete Foundations	2	277	0.72%
238210	Electrical/Lighting	1	199	0.50%
238320	Painting and Wall Coverings	1	81	1.23%
238910	Demo/Excav/Site Prep Contractors	7	285	2.46%
332312	Building Materials	3	279	1.08%
541310	Building Design	7	192	3.65%
541380	Material Testing	7	57	12.28%
541611	Cost Estimating	1	77	1.30%
561730	Landscaping/Erosion Control	3	409	0.73%
Total		51	3104	1.64%

FY 2023 Project 2 – Terminal Improvements

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
236220	Institutional Building Construction (General Contractor)	9	788	1.14%
237110	Sewer and Water	10	460	2.17%
238110	Poured Concrete Foundations	2	277	0.72%
238210	Electrical/Lighting	1	199	0.50%
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238910	Demo/Excav/Site Prep Contractors	7	285	2.46%
332312	Building Materials	3	279	1.08%
541310	Building Design	7	192	3.65%
541380	Material Testing	7	57	12.28%
541611	Cost Estimating	1	77	1.30%
561730	Landscaping/Erosion Control	3	409	0.73%
Total		51	3104	1.64%

FY 2023 Project 3 – Design South Apron Reconstruction

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
541330	Engineering	1	203	0.49%
541370	Topographic Survey Services	3	37	8.11%
541430	Graphic Design & Printing	1	49	2.04%
541620	Environmental Consulting (Airports)	3	95	3.16%
Total		8	384	2.08%

FY 2023 Project 4 – Land Acquisition 16.85 Acres - Kemp

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
541320	Land Appraisals	1	367	0.27%
541360	Topographic Survey Services	3	37	8.11%
541430	Graphic Design & Printing	1	49	2.04%
541620	Environmental Consulting (Airports)	3	95	3.16%
Total		8	548	1.46%

FY 2024 Project 1 – Terminal Improvements

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
236220	Institutional Building Construction (General Contractor)	9	788	1.14%
237110	Sewer and Water	10	460	2.17%
238110	Poured Concrete Foundations	2	277	0.72%
238210	Electrical/Lighting	1	199	0.50%
238320	Painting and Wall Coverings	1	81	1.23%
238910	Demo/Excav/Site Prep Contractors	7	285	2.46%
332312	Building Materials	3	279	1.08%
541310	Building Design	7	192	3.65%
541380	Material Testing	7	57	12.28%
541611	Cost Estimating	1	77	1.30%
561730	Landscaping/Erosion Control	3	409	0.73%
Total		51	3104	1.64%

FY 2024 Project 2 – Helicopter Parking Apron

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
212321	Sand and Gravel	1	178	0.56%
237310	Painted Traffic Striping and Marking	5	266	1.88%
238110	Poured Concrete	2	277	0.72%
238910	Demolition/Excavation/Site Preparation	1	285	0.35%
238990	Construction Site Cleanup	13	371	3.50%
423320	Construction Materials	2	256	0.78%
484110	Trucking	16	458	3.49%
541370	Construction Survey	1	203	0.49%
561730	Landscaping/Erosion Control	4	409	0.98%
561990	Traffic Control	4	29	13.79%
Total		49	2732	1.79%

FY 2024 Project 3 – Helicopter Parking Apron Access Road

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
212321	Sand and Gravel	1	178	0.56%
237310	Painted Traffic Striping and Marking	5	266	1.88%
238110	Poured Concrete	2	277	0.72%
238910	Demolition/Excavation/Site Preparation	1	285	0.35%
238990	Construction Site Cleanup	13	371	3.50%
423320	Construction Materials	2	256	0.78%
484110	Trucking	16	458	3.49%
541370	Construction Survey	1	203	0.49%
561730	Landscaping/Erosion Control	4	409	0.98%
561990	Traffic Control	4	29	13.79%
Total		49	2732	1.79%

FY 2024 Project 4 – Runway 17/35 Crack Seal and Seal Coat

NAICS	Type of Work	Total DBE's	Total Market Area Businesses	Relative Availability of DBEs
212321	Sand and Gravel	1	178	0.56%
237310	Painted Traffic Striping and Marking	5	266	1.88%
238910	Demolition/Excavation/Site Preparation	1	285	0.35%
238990	Construction Site Cleanup	13	371	3.50%
484110	Trucking	16	458	3.49%
561990	Traffic Control	4	29	13.79%
Total		40	1587	2.52%

In order to attain the DBE goal, the percentage should take into account the relative weight of the anticipated projects.

Relative Weight Computation

Project Description	Federal Share	Relative Weight ¹	Relative Availability of DBE (By Project)
FY2022 Project 1 – North Apron Rehab.	\$ 4,750,000.00	5%	1.85%
FY2022 Project 2 – Terminal Improvements	\$ 700,000.00	5%	1.64%
FY2023 Project 1 – Terminal Improvements	\$ 300,000.00	33%	1.64%
FY2023 Project 2 – Terminal Improvements	\$ 200,000.00	3%	1.64%
FY2023 Project 3 – South Apron Design	\$ 650,000.00	2%	2.08%
FY2023 Project 4 – Land Acquisition	\$ 900,000.00	26%	1.46%
FY2024 Project 1 – Terminal Improvements	\$ 3,750,000.00	2%	1.64%
FY2024 Project 2 – Helicopter Parking Apron	\$ 250,000.00	8%	1.79%
FY2024 Project 3 – Helicopter Parking Access Road	\$ 275,000.00	10%	1.79%
FY2024 Project 4 – Rwy 17/35 Crack Seal	\$ 2,725,000.00	6%	2.52%
SUM TOTALS	\$ 20,013,916.00	100%	

Note: ¹ Expressed as a percentage of total participation

3 Year Weighted Average

Project Description	Relative Availability of DBE	Relative Weight ¹	Weighted Average
FY2022 Project 1 – North Apron Rehab.	1.85%	5%	0.09%
FY2022 Project 2 – Terminal Improvements	1.64%	5%	0.08%
FY2023 Project 1 – Terminal Improvements	1.64%	33%	0.54%
FY2023 Project 2 – Terminal Improvements	1.64%	3%	0.05%
FY2023 Project 3 – South Apron Design	2.08%	2%	0.05%
FY2023 Project 4 – Land Acquisition	1.46%	26%	0.38%
FY2024 Project 1 – Terminal Improvements	1.64%	2%	0.03%
FY2024 Project 2 – Helicopter Parking Apron	1.79%	8%	0.14%
FY2024 Project 3 – Helicopter Parking Access Road	1.79%	10%	0.18%
FY2024 Project 4 – Rwy 17/35 Crack Seal	2.52%	6%	0.15%
SUM TOTALS		1.00	1.69%

Note: ¹ Expressed as a percentage of total federal participation

The overall base figure is therefore established at 1.69%. Further analysis was done to see if any other adjustment to the base figure percentage of 1.69% is warranted.

Step 2. 26.45(d): Analysis: Adjustments to Step 1 base figure.

After calculating the overall base figure of the relative availability of DBEs, evidence was examined to determine what adjustment (if any) was needed to the base figure in order to arrive at the overall goal.

Past History Participation

Historical DBE accomplishments for the comparable work items at the Ogden-Hinckley Airport range are as follows:

FY	DBE Goals			Accomplishments			Type of work
	RC	RN	Total	RC	RN	Total	
FY 17	2.15%	0.00%	2.15%	0.00%	5.00%	5.00%	Rehabilitate Twy
FY 20	2.15%	0.00%	2.15%	0.00%	5.60%	5.60%	Rehab. Apron
FY 21	2.15%	0.00%	2.15%	0.00%	7.70%	7.70%	Rehab. Apron

*As per annual reporting for OGD.

Arranging this historical data of total DBE accomplishments from low to high, (5.00%, 5.60%, 7.70%) we arrive at a central tendency or median accomplishment of 5.60%.

To arrive at an overall goal, we added our Step 1 base figure (1.69%) with our Step 2 adjustment figure (5.60%) and then averaged the total arriving at an overall goal of 3.65%. We believe this adjusted overall goal of 3.65% will accurately reflect DBE participation that can be achieved for the types of comparable project work being awarded during this three-year overall goal period.

Disparity Studies

There are no applicable disparity studies, recent legal case information from the relevant jurisdictions, or evidence from related fields, that indicates evidence of barriers to entry or competitiveness of DBEs in the market area that is sufficient to warrant making any further adjustment.

Adjustment summary

Therefore, the total adjusted overall goal for the Ogden-Hinckley Airport Commission for FY 2022/2023/2024 period is 3.65%.

Breakout of Estimated “Race and Gender Neutral” (RN) and “Race and Gender Conscious” (RC) Participation. 26.51(b) (1-9)

The Ogden-Hinckley Airport Commission will meet the maximum feasible portion of its overall goal by using RN means of facilitating DBE participation.

In order to meet DBE participation goals on its DOT/FAA-assisted airport projects the following RN methods will be used:

- (1) Arranging solicitations, times for the presentation of bids, quantities, specifications, and delivery schedules in ways that facilitate participation by DBEs and other small businesses and by making contracts more accessible to small businesses, by means such as those provided under 49 CFR Part 26 Paragraph 26.39.
- (2) Providing technical assistance and other services;
- (3) Carrying out information and communications programs on contracting procedures and specific contract opportunities (e.g., requesting the inclusion of DBEs, and other small businesses, on recipient mailing lists for bidders; ensuring the dissemination to bidders on prime contracts of lists of potential subcontractors.
- (4) Provide information on the County website with contact information for the DBE directory.
- (5) When requested, conduct debriefing sessions to explain why certain bids were unsuccessful.

Ogden-Hinckley Airport Commission estimates that in meeting its overall goal for the Ogden-Hinckley Airport, it will obtain 3.65% from RN participation and 0.00% through RC measures.

Ogden-Hinckley Airport Commission 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).

In establishing the overall goal, Ogden-Hinckley Airport Commission provided for consultation and publication. Public Notice was issued for the Consultation Meeting and the meeting was conducted on April 12, 2023 at 6:30PM. The meeting was open to all interested organizations which were expected to have information concerning the availability of disadvantaged and non-disadvantaged businesses, and to discuss potential opportunities for DBE participation. The Ogden-Hinckley Airport Commission held the meeting in an effort to establish a level playing field for the participation of DBEs. The Consultation Meeting was conducted at Ogden-Hinckley Airport Commission included a scheduled opportunity for direct, interactive exchange (e.g., a face-to-face meeting, video conference, or teleconference) with as many interested stakeholders as possible focused on obtaining information relevant to the Ogden-Hinckley Airport Commission goal setting process. The meeting occurred before we submitted our goal methodology to the operating administration (FAA) for review pursuant to 49 CFR Part 26 paragraph 26.45(f). The FY 2022/2023/2024 DBE goal computation was submitted to the operating administration on June 23, 2023 and uploaded to FAA Civil Rights Connect System on June 23, 2023. As of the date of this report we have not received any comments requesting changes to the program or goal.

Following the Consultation Meeting, the Ogden-Hinckley Airport Commission published a notice on May 20, 2023 in the Airport Website (<http://www.ogdencity.com/2272/Airport>) and in **Standard Examiner** of the proposed overall goal, informing the public that the proposed goal and its rationale were available for inspection during normal business hours at the Ogden-Hinckley Airport Commission, 3909 Airport Road, Ogden, Utah for 30 days following the date of the notice, and informed the public that Ogden-Hinckley Airport Commission and FAA would accept comments on the goals for 30 days from the date of the notice.

Public Notice was issued on May 20, 2023 that the DBE Program and FY 2022/2023/2024 goal computation were available for review and comment. No comments were received therefore Ogden-Hinckley Airport Commission has fully implemented the three-year goal.

The Ogden-Hinckley Airport Commission has uploaded the Disadvantaged Business Enterprise Program for federal fiscal years 2022/2023/2024 to the FAA Civil Rights Connect System which concludes the planning process.

EXAMPLE PUBLIC NOTICE

The Ogden-Hinckley Airport Commission hereby announces its fiscal years 2022 through 2024 goal of 3.65% for Disadvantaged Business Enterprise (DBE) airport construction Contracts. The proposed goals and rationale is available for inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday at the Ogden-Hinckley Airport, 3909 Airport Road, Ogden, UT 84405 for 30 days from the date of this publication.

Comments on the DBE goal will be accepted for 30 days from the date of this publication and can be sent to the following:

c/o Airport Manager
Bryant Garrett, A.A.E.
Ogden-Hinckley Airport
3909 Airport Road
Ogden, UT 84405
(801) 629-8251
bryangarrett@ogdencity.com

OR

Sonia Cruz
Federal Aviation Administration
Western-Pacific Regional Office – ACR-4
Office of Civil Rights
777 S. Aviation Blvd, Ste 150
El Segundo, CA 90245
sonia.cruz@faa.gov
Phone: (424) 405-7206

Contract Goals

The Ogden-Hinckley Airport Commission 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 Ogden-Hinckley Airport Commission will establish contract goals only on those FAA/DOT-assisted airport 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).

We will express our contract goals as a percentage of the Federal share of a FAA/DOT-assisted airport contract.