

M/WBE Program Disparity Study Pre-submittal Conference

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July 9, 2013

M/WBE Program Disparity Study

Pre-submittal Conference



History

- In 2006, SAWS joined a regional disparity study consortium of local governmental agencies.
- Beginning in 2007, MGT of America conducted a review of each entity's Minority and Women-Owned Business (MWB) Program contracting practices between 2002-2006.
- The data was based upon payments to prime contractors.
- The Disparity Study was completed on August 14, 2009.
http://www.saws.org/business_center/SMWB/study/docs/SAWS_Disparity_Study_2009.pdf
- The data provided strong evidence to support continuation of a program to promote M/WBE utilization.

History

- In December of 2009, the SAWS Vendor Registration and Notification (VRN) System was launched.

http://www.saws.org/Business_Center/vendor/
- Over 5,000 businesses and individuals are now registered in the VRN.
- On March 2, 2010, the SAWS Board of Trustees accepted the findings of the Disparity Study.
- On March 23, 2010, SAWS engaged the services of out-of-state legal counsel to draft a new SMWB policy for SAWS.

History

- Between December 2010 through May 2011, the draft policy was presented to the SAWS board of trustees, chambers of commerce, trade associations, and internal SAWS departments.
- On April 1, 2011, SAWS launched the Subcontractor Payment & Utilization Reporting (S.P.U.R.) System, administered by B2Gnow.
- SAWS now requires prime contractors/consultants to report actual payments to subcontractors/subconsultants in the S.P.U.R. System. Subs are asked to confirm or dispute the reported payments.

History

- On August 28, 2012, SAWS engaged the services of a Texas-based law firm, Andrews Kurth, to advise on how the proposed SMWB policy was impacted by Texas procurement law.
- After much internal deliberation centered around the community's concerns that SMWB participation would decrease if the new policy was implemented, SAWS decided to maintain the current SMWB program until a Disparity Study update could be completed.

Data Sample

SAWS SMWB Board Award Analysis January - December 2012

| CONTRACT TYPE | CONTRACT AWARD TOTALS | SMWB AWARD TOTALS | | SAWS SMWB GOAL | SMALL BUSINESS | | HISPANIC BUSINESS | | AFRICAN AMERICAN BUSINESS | | OTHER MINORITY BUSINESS | | WOMAN OWNED BUSINESS ** | |
|-----------------------|-----------------------|----------------------|---------------|----------------|----------------------|---------------|----------------------|--------------|---------------------------|--------------|-------------------------|--------------|-------------------------|--------------|
| | | \$ | % | | \$ | % | \$ | % | \$ | % | \$ | % | \$ | % |
| PURCHASING | \$ 67,528,070 | \$ 22,693,219 | 33.61% | 19.00% | \$ 14,983,026 | 22.19% | \$ 1,733,189 | 2.57% | \$ 2,613,362 | 3.87% | \$ 109,527 | 0.16% | \$ 3,254,116 | 4.82% |
| PROFESSIONAL SERVICES | \$ 25,669,361 | \$ 12,508,671 | 48.73% | 25.00% | \$ 966,044 | 3.76% | \$ 3,811,961 | 14.85% | \$ 352,463 | 1.37% | \$ 3,651,100 | 14.22% | \$ 3,727,103 | 14.52% |
| CONSTRUCTION | \$ 209,128,273 | \$ 60,147,633 | 28.76% | 17.00% | \$ 21,961,425 | 10.50% | \$ 22,609,671 | 10.81% | \$ 1,229,770 | 0.59% | \$ 1,648,463 | 0.79% | \$ 12,698,305 | 6.07% |
| TOTAL | \$ 302,325,704 | \$ 95,349,523 | 31.54% | 20.00% | \$ 37,910,495 | 12.54% | \$ 28,154,821 | 9.31% | \$ 4,195,595 | 1.39% | \$ 5,409,090 | 1.79% | \$ 19,679,524 | 6.51% |

** 2012 YTD Women-Owned Business Enterprise Breakdown: Hispanic 13.30%, Caucasian 82.76%, African American 0.04%, Other 3.90%

Data Sample

Contract Management: Contract Payment History for Subcontractor

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2008 UNSPEC ENG DESIGN: 2008 UNSPEC ENG DESIGN

Prime:
 3/10/2009 - 12/31/2099

Status: **Open**
 Current Award: \$200,000
 Total Paid: \$139,183
 For Credit: \$139,183
 Goal: 92.00%
 % Credit: 100.00%

| Vendor Information | |
|--------------------|---------------|
| Vendor Name | |
| Vendor Type | Subcontractor |
| Vendor Number | 20018900 |
| Vendor Contact | |
| Phone | |
| Fax | |
| Email | |
| Address | |

| Contract Payment Summary | | |
|--------------------------|--------------|---------|
| Contract Value | \$200,000.00 | |
| Total Payments to Prime | \$139,183.00 | |
| Subcontract Award | \$16,000.00 | 8.000% |
| Total Payments | \$22,315.00 | 16.033% |
| % Counted | 100.00% | |
| Count Towards Goal | \$22,315.00 | 16.033% |
| Final Payment Made | No | |

| Contract Payment Details | | | | | |
|---|-------------|-----------|---------------------------------|--|--|
| Time Period | Amount Paid | Confirmed | Incl. in Goal All Yes All No | Actions | |
| <u>Starting Amount</u> as of 10/31/2010 | \$0.00 | | (change) | Edit | |
| <u>November 2010</u> | \$20,815.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>January 2011</u> | \$0.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>February 2011</u> | \$0.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>March 2011</u> | \$1,500.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>July 2011</u> | \$0.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>March 2013</u> | \$0.00 | Confirmed | (change) | Prime Response: View Edit Sub Response: View Edit | |
| <u>Final Amount Adjustment/Paid Retainage</u> | \$0.00 | | (change) | Edit | |

Customer Support
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Data Sample

SAWS Payment Detail Report - Subcontractors

Start Date 1/1/2012 to
End Date 12/31/2012

| Contract Number | SubContract Value | Goal | Department | Contract Type | Contract Category | Subcontract or Name | For Credit? | Cert Type | Ethnicity | Gender | Total Paid | Total Paid for Credit |
|------------------------------|-------------------|------|--------------------------------------|------------------------------|-------------------|---------------------|-------------|-----------|-----------|--------|------------|-----------------------|
| 02-3514 ROOSEVELT SEWER MAIN | \$200,000 | 5.0% | Distribution & Collection Operations | General Utility Construction | Construction | a | Yes | MBE | Hispanic | Male | \$0 | \$0 |
| 02-3514 ROOSEVELT SEWER MAIN | \$370,000 | 5.0% | Distribution & Collection Operations | General Utility Construction | Construction | b | Yes | SBE | Caucasian | Male | \$0 | \$0 |
| 03-8518-207 CARRIZO BUCKHORN | \$36,863 | 1.6% | Water Resources | General Utility Construction | Construction | c | Yes | MBE | Hispanic | Male | \$5,520 | \$5,520 |
| 03-8518-207 CARRIZO BUCKHORN | \$250,000 | 1.6% | Water Resources | General Utility Construction | Construction | d | Yes | MBE | Hispanic | Male | \$0 | \$0 |
| 03-8518-207 CARRIZO BUCKHORN | \$53,870 | 1.6% | Water Resources | General Utility Construction | Construction | e | Yes | MBE | Hispanic | Male | \$0 | \$0 |
| 03-8518-207 CARRIZO BUCKHORN | \$120,000 | 1.6% | Water Resources | General Utility Construction | Construction | f | Yes | WBE | Caucasian | Female | \$18,161 | \$18,161 |
| 03-8518-207 CARRIZO BUCKHORN | \$28,480 | 1.6% | Water Resources | General Utility Construction | Construction | g | Yes | MBE | Hispanic | Male | \$0 | \$0 |
| 03-8518-207 CARRIZO BUCKHORN | \$1,559,748 | 1.6% | Water Resources | General Utility Construction | Construction | h | Yes | WBE | Caucasian | Female | \$0 | \$0 |

Data Sample

| 2012 A & E Payment Analysis | | | | | | | | |
|-------------------------------|---------------------------|----------------|---------------------|----------------|---------------------|----------------|----------------------|-------------------|
| | Payments to Primes | | Sub-Contractor Pmts | | Total Combined Pmts | | SAWS MWB Utilization | SAWS Availability |
| | Total MBE-Native American | \$0 | 0.00% | \$37,184 | 0.52% | \$37,184 | 0.17% | 0.17% |
| Total WBE-Native American | \$0 | 0.00% | \$0 | 0.00% | \$0 | 0.00% | | |
| Total MBE-Asian | \$1,845,667 | 8.28% | \$1,182,475 | 16.42% | \$3,028,141 | 13.59% | 14.04% | 6.25% |
| Total WBE-Asian | \$37,933 | 0.17% | \$63,445 | 0.88% | \$101,378 | 0.45% | | |
| Total MBE-AABE | \$89,512 | 0.40% | \$686,699 | 9.53% | \$776,211 | 3.48% | 3.48% | 0.00% |
| Total WBE-AABE | \$0 | 0.00% | \$0 | 0.00% | \$0 | 0.00% | | |
| Total WBE-Caucasian | \$1,305,870 | 5.86% | \$1,883,151 | 26.15% | \$3,189,021 | 14.31% | 14.31% | 12.50% |
| Total MBE-Hispanic | \$1,609,306 | 7.22% | \$910,527 | 12.64% | \$2,519,833 | 11.31% | 15.02% | 20.83% |
| Total WBE-Hispanic | \$720,405 | 3.23% | \$106,147 | 1.47% | \$826,551 | 3.71% | | |
| Total SBE | \$320,890 | 1.44% | \$185,461 | 2.58% | \$506,350 | 2.27% | | |
| Total Non-SMWB | \$16,352,560 | 73.39% | \$2,147,260 | 29.81% | \$11,297,473 | 50.70% | | |
| TOTAL A&E Payments | \$22,282,142 | 100.00% | \$7,202,347 | 100.00% | \$22,282,142 | 100.00% | | |

RFP Timeline

| Activity | Date/Deadline |
|--|---------------------------------------|
| RFP Released | June 28, 2013 |
| Non-Mandatory Pre-Submittal Conference | July 9, 2013 |
| Receipt of Written Questions Due | July 11, 2013 by 4:00 PM Central Time |
| Q & A Posted to Website | July 12, 2013 by 4:00 PM Central Time |
| Proposals Due | July 17, 2013 by 2:00 PM Central Time |
| Interviews, if necessary | Week of August 5th - 9th |
| Recommended Firm Notified | August 13, 2013 |
| SAWS Board Consideration | September 10, 2013 |
| Start Work | September 23, 2013 |

Technical Questions

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Good Faith Effort Plan Questions

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