

Alameda County Transportation Commission

meeting as a committee of the whole as the

FINANCE AND ADMINISTRATION COMMITTEE

MEETING NOTICE

Monday, March 14, 2011, 1:30 P.M.

1333 Broadway, Suite 300, Oakland, California 94612 (see map on last page of agenda)

Chair: Vice Mayor John Chiang

Vice Chair: Councilmember Rebecca Kaplan

Members: Mayor Mark Green Supervisor Scott Haggerty

Supervisor Nadia Lockyer Director Tom Blalock

Supervisor Wilma Chan Councilmember Beverly Johnson

Councilmember Laurie Capitelli

Staff Liaison: Patricia Reavey **Executive Director:** Arthur L. Dao

Clerk of the Commission: Gladys V. Parmelee

AGENDA

Copies of Individual Agenda Items are Available on the:
Alameda CTC Website -- www.AlamedaCTC.org

1 Public Comment

Members of the public may address the Committee during "Public Comment" on any item <u>not</u> on the agenda. Public comment on an agenda item will be heard when that item is before the Committee. Only matters within the Committee's jurisdictions may be addressed. Anyone wishing to comment should make their desire known by filling out a speaker card and handling it to the Clerk of the Commission. Please wait until the Chair calls your name. Walk to the microphone when called; give your name, and your comments. Please be brief and limit comments to the specific subject under discussion. Please limit your comment to three minutes.

2 Consent Calendar

2A. Minutes of February 14, 2011 – page 1

Financial Matters

3

D/A

- 3A. Approval and Adoption of Fiscal Year 2011-2012 Alameda County Congestion Management Agency's (ACCMA) Member Agency Fee Schedule page 5
- 3B. Approval of Loan Program Between the Alameda County Transportation Authority (ACTA) and the Alameda County Congestion Management Agency (ACCMA) Authorizing the ACTA to Lend up to \$25 Million to the ACCMA page 9

Commission Chair

Mark Green, Mayor - Union City

Commission Vice Chair

Scott Haggerty, Supervisor – District 1

AC Transit

Greg Harper, Director

Alameda County

Supervisors Nadia Lockyer – District 2 Wilma Chan – District 3

Nate Miley – District 4 Keith Carson – District 5

BART

Thomas Blalock, Director

City of Alameda

Beverly Johnson, Councilmember

City of Albany

Farid Javandel, Mayor

City of Berkeley

Laurie Capitelli, Councilmember

City of Dublin

Tim Sbranti, Mayor

City of Emeryville

Ruth Atkin, Councilmember

City of Fremont

Suzanne Chan, Vice Mayor

City of Hayward

Olden Henson, Councilmember

City of Livermore

Marshall Kamena, Mayor

City of Newark

Luis Freitas, Vice Mayor

City of Oakland

Councilmembers Larry Reid

Rebecca Kaplan

City of Piedmont

John Chiang, Vice Mayor

City of Pleasanton

Jennifer Hosterman, Mayor

City of San Leandro

Joyce R. Starosciak, Councilmember

Executive Director

Arthur L. Dao

4 Administrative Matters

I/A

- 4A. Approval of the ACCMA's Small Business Enterprise (SBE) and Local Busienss Enterprise (LBE) Fiscal Year-to-Date Reports and Disadvantaged Business Enterprise (DBE) Quarterly Report for the Period of October 1 through December 31, 2010 page 13
- 4B. Approval of ACTIA's Semi-Annual Local Business Contract Equity Program Utilization Report of Local Business Enterprises and Small Business Enterprises for the Period of July 1, 2010 through December 31, 2010 page 21
- 5 Staff and Committee Member Reports

6 Adjournment/Next Meeting: April 11, 2011

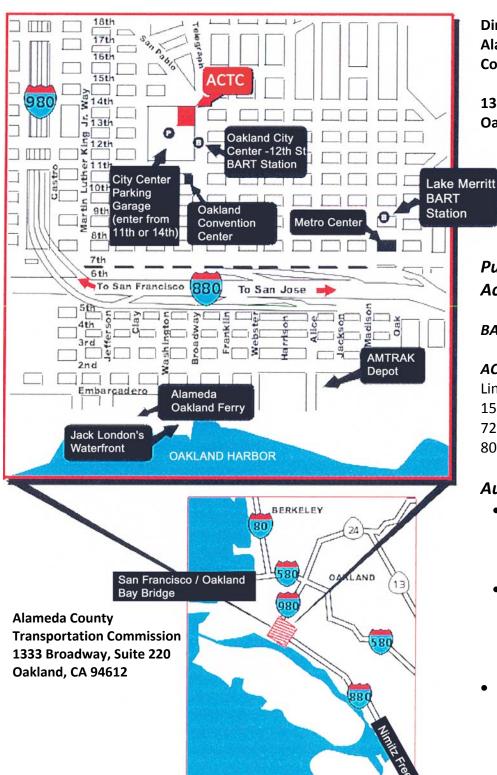
Key: A- Action Item; I – Information Item; D – Discussion Item (#) All items on the agenda are subject to action and/or change by the Committee.

PLEASE DO NOT WEAR SCENTED PRODUCTS SO INDIVIDULAS WITH ENVIRONMENTAL SENSITIVITIES MAY ATTEND

Glossary of Acronyms

ABAG	Association of Bay Area Governments	MTC	Metropolitan Transportation Commission
ACCMA	Alameda County Congestion Management Agency	MTS	Metropolitan Transportation System
ACE	Altamont Commuter Express	NEPA	National Environmental Policy Act
	•	NOP	Notice of Preparation
ACTA	Alameda County Transportation Authority (1986 Measure B authority)	PCI	Pavement Condition Index
ACTAC	Alameda County Technical Advisory	PSR	Project Study Report
	Committee	RM 2	Regional Measure 2 (Bridge toll)
ACTC	Alameda County Transportation Commission	RTIP	Regional Transportation Improvement Program
ACTIA	Alameda County Transportation Improvement Authority (2000 Measure B authority)	RTP	Regional Transportation Plan (MTC's Transportation 2035)
ADA	Americans with Disabilities Act	SAFETEA-	LU Safe, Accountable, Flexible, Efficient Transportation Equity Act
BAAQMD	Bay Area Air Quality Management District	SCS	Sustainable Community Strategy
BART	Bay Area Rapid Transit District	SR	State Route
BRT	Bus Rapid Transit	SRS	Safe Routes to Schools
Caltrans	California Department of Transportation	STA	State Transit Assistance
CEQA	California Environmental Quality Act	STIP	State Transportation Improvement Program
CIP	Capital Investment Program	STP	Federal Surface Transportation Program
CMAQ	Federal Congestion Mitigation and Air	TCM	Transportation Control Measures
CMD	Quality Connection Management Programs	TCRP	Transportation Congestion Relief Program
CMP	Congestion Management Program	TDA	Transportation Development Act
CTC	California Transportation Commission	TDM	Travel-Demand Management
CWTP	Countywide Transportation Plan	TEP	Transportation Expenditure Plan
EIR	Environmental Impact Report	TFCA	Transportation Fund for Clean Air
FHWA	Federal Highway Administration	TIP	Federal Transportation Improvement
FTA	Federal Transit Administration		Program
GHG	Greenhouse Gas	TLC	Transportation for Livable Communities
НОТ	High occupancy toll	TMP	Traffic Management Plan
HOV	High occupancy vehicle	TMS	Transportation Management System
ITIP	State Interregional Transportation Improvement Program	TOD	Transit-Oriented Development
LATIP	Local Area Transportation Improvement	TOS	Transportation Operations Systems
	Program	TVTC	Tri Valley Transportation Committee
LAVTA	Livermore-Amador Valley Transportation Authority	VHD	Vehicle Hours of Delay
LOS	Level of service	VMT	Vehicle miles traveled
LUS	PEACH OF SCIAICE		





Directions to the Offices of the Alameda County Transportation Commission:

1333 Broadway, Suite 220 Oakland, CA 94612

Public Transportation Access:

BART: City Center / 12th Street Station

AC Transit:

Lines 1,1R, 11, 12, 13, 14, 15, 18, 40, 51, 63, 72, 72M, 72R, 314, 800, 801, 802, 805, 840

Auto Access:

- Traveling South: Take 11th
 Street exit from I-980 to
 11th Street
- Traveling North: Take 11th
 Street/Convention Center
 Exit from I-980 to 11th
 Street
- Parking:

 City Center Garage –
 Underground Parking,
 (Parking entrances located on 11th or 14th Street)



Alameda County Transportation Commission FINANCE AND ADMINISTRATION COMMITTEE

Chair John Chiang convened the meeting at 1:38 PM.

1 PUBLIC COMMENT

There was no public comment.

2 CONSENT CALENDAR

A motion to approve the consent calendar was made by Mayor Green; a second was made by Councilmember Kaplan. The motion passed 7-0.

3A. Approval of FY2010-11 Consolidated Mid-Year Investment Report

Patricia Reavey requested the Committee to recommend that the Commission approve the Alameda CTC Consolidated Mid-Year Investment Report. She summarized the report as follows: (a) As of December 31, 2010, total cash and investments held by the Alameda CTC were \$318.0 million, which is down by \$9.6 million or 2.9% from the prior year-end balance of \$327.6 million; (b) The reduction in the ACTA balance of \$2.9 million and ACTIA balance of \$3.3 million were primarily due to capital expenditures. The decrease in the ACCMA balance of \$3.4 million or 14.4% was due to a net drawdown in the Exchange Fund; (c) Investment yields continue to decline with the return on investment for the Alameda CTC at 1.56% compared to the prior year return of 2.88%. However, interest was projected for the FY2010-11 budget at a rate of 1.00%; (d) Near-term strategy for investments is to gradually reduce the investment horizon. This strategy anticipates the need to draw down cash balances for ACTA ACTIA capital projects, as demonstrated by the capital project cash flow projections. The ACTIA is projecting the depletion of its capital fund balances in FY 2012-13 which will require external financing to satisfy capital project obligations. A motion to approve staff recommendation was made by Mayor Green; a second was made by Supervisor Haggerty. The motion passed 7-0.

3B. Approval of ACTIA's FY2010-11 Mid-Year Budget Update and Statement of Revenues and Expenditures

Patricia Reavey requested the Committee to recommend that the Commission approve: (1) the Mid-Year Budget Update which includes an increase in the ACTIA Capital Budget of \$4.4 million; and (2) the Statement of Revenues and Expenditures as of December 31, 2010. A motion to approve staff recommendation was made by Mayor Green; a second was made by Director Blalock. The motion passed 7-0.

3C. Approval of ACCMA's FY2010-11 Mid-Year Financial Update

Patricia Reavey requested the Committee to recommend that the Commission approve the ACCMA's Operating Statement of Revenues and Expenditures, Project Expenditure Report and Transportation for Clean Air and Exchange Program Activity Reports for the quarter ended December 31, 2010. A motion to approve staff recommendation was made by Mayor Green; a second was made by Councilmember Kaplan. The motion passed 7-0.

4. Administrative Matters

4A. Review of New Agency Business Plan and Organization Structure

Arthur Dao stated that the Strategic Business Plan set out basic operating principles and goals to accomplish the mission and broadly describes and prioritizes the following core functions of the Agency: Transportation Planning, Funding, and Programs and Projects Delivery. He added that the Agency will accomplish the mission through the application of the following principles: Public Service, Accountability, and Relationships.

He also said that the new consolidated organizational structure provides a staffing plan to implement the core functions to meet its goals and objectives in the Business Plan. The proposed staffing plan includes a reduction in the total number of employees, and the implementation of the staffing plan will involve specific personnel transactions that may become personnel issues and this will be discussed in the closed session. He also presented a salary structure with 22 classifications or grades compared to the former ACCMA salary structure with 35 classifications or grades. He said that this reduction is in keeping with the need of a smaller organization where the employees must be more flexible and less bureaucratic. This approach should also increase the prospects for cross-functional growth and employee development in the organization, and would also help employees to move laterally in a small organization in which promotion prospects may be limited.

He requested the Committee to recommend that the Commission review and endorse the Strategic Business Plan and the new consolidated organization structure. A motion to approve staff recommendation was made by Councilmember Kaplan; a second was made by Director Blalock. The motion passes 8-0.

5 CLOSED SESSION

5A. Closed Session: Confer with legal counsel regarding personnel matters pursuant to Government Code §54957

Chair John Chiang called a closed session at 2:03 PM.

5B. Report on Closed Session

The closed session ended at 2:19 PM. Chair John Chiang stated that there was nothing to report.

6 STAFF AND COMMITTEE MEMBER REPORTS

Councilmember Kaplan requested that they receive an update on the Air District's SB 375 implementation guidelines. She also requested that the Commissioners be updated on the High Speed Rail. Staff responded that a presentation on the High Speed Rail will be made at the Commission meeting on February 24th and that staff will also invite a speaker from the Air District at a future meeting. Arthur Dao stated that Supervisor Haggerty hosted an SCS Forum and Supervisor Lockyer will also host a similar forum either on March 12 or 19.

7 ADJOURNMENT/NEXT MEETING: FEBUARY 14, 2011

The meeting ended at 2:47 PM. The next FAC meeting is on March 14, 2011 at 1:30 PM.

Attest by:

Gladys V. Parmelee

Interim Clerk of the Commission

Mody's Warnely



FINANCE AND ADMINISTRATION COMMITTEE MEETING

ROSTER OF MEETING ATTENDANCE Febuary 14, 2011 1:30 p.m. 1333 Broadway, Suite 300, Oakland, CA 94612

BOARD MEMBERS	Initials	ALTERNATES	Initials
Chair: John Chiang, - City of Piedmont	NA 2		
Vice Chair: Rebecca Kaplan – City of Oakland	POR		
Members:			
Beverly Johnson – City of Alameda		Frank Matarrese - City of Alameda	
Scott Haggerty - County of Alameda, District 1	J. J. J.	Bill Harrison – City of Fremont	
Nadia Lockyer - County of Alameda, District 2	NL		
Wilma Chan - County of Alameda, District 3		Michael Gregory – City of San Leandro	MB
Tom Blalock - BART	PS .	Robert Franklin - BART	1
Laurie Capitelli – City of Berkeley	Mile	Kriss Worthington – City of Berkeley	
Mark Green – City of Union City		Emily Duncan – City of Union City	
	Υ "		
LEGAL COUNSEL	00		
Zack Wasserman – WRBD	1		-
Neal Parish – WRBD			
Geoffrey Gibbs - GLG	(GTG)		
STAFF			
Arthur L. Dao – Executive Director			
Gladys Parmelee – Exec. Asst & Clerk of the Commission		& partiel.	
Patricia Reavey - Director of Finance	PMR 1		
Myrna Portillo – Administrative Assistant I	lm		

STAFF	Initials	STAFF	Initials
Tess Lengyel – Programs & Public Affairs Manager	d	Anees Azad – Manager of Finance & Admin.	A
Beth Walukas – Manager of Planning	EXT W	Ray Akkawi – Manager of Project Delivery	
Matt Todd - Manager of Programming	M	Cyrus Minoofar - Manager of ITS	
Yvonne Chan – Accounting Manager	00	Christina Muller –Administrative Manager	ch
Bijan Yarjani – Senior Transportation Engineer	B-5	Lei Lam – Senior Accountant	
Steve Haas – Senior Transportation Engineer	0	Arun Goel – Associate Transportation Engr.	AKG //
John Hemiup – Senior Transportation Engineer	,	Linda Adams – Executive Assistant	94
Saravana Suthanthira - Senior Transportation Planner	M	Liz Brazil – Contracts Administrator	1 CV
Diane Stark - Senior Transportation Planner	75	Jacki Taylor – Programming Liaison	(0.13)
Vivek Bhat - Senior Transportation Engineer	Man.	Laurel Poeton – Engineering Assistant	
Frank R. Furger – Executive Director, I-680 JPA		Libby Hendrickson – Administrative Asst. II	

JURISDICTION PHONE # E-MAIL

1. Jean Area Ala Co Brot 925-551-695

2. Vander hyper Act 510/834-3560 Clayur accoma, ranger

3. James O'Bron Algate-Area Pet (50) 200-7464 Jason e akneda act. org

4. Jesus Varias VSCE (512/835-500) Jurisda e victiva e o

5. Party Scu ACTC (510) 208-7423 Pseuco Alemedicae or

6. Sammy Nog AcTC (\$10) 208-7425 Suggi alcanedicae or

7. Hupper Chain

8.

9.

10.

11.

12.

13.

14.

15.

16.



Memorandum

DATE: March 2, 2011

TO: Finance and Administration Committee

FROM: Arthur L. Dao, Executive Director

Patricia M. Reavey, Finance Director

SUBJECT: Approval of Fiscal Year 2011-2012 Alameda County Transportation

Commission Member Agency Fee Schedule

Recommendation

It is recommended that the Commission approve the attached member agency fee schedule for FY2011-12 to support the Alameda County Transportation Commission (Alameda CTC) core functions.

Summary

Pursuant to the provisions of the new JPA dated March 25, 2010 which created the Alameda CTC, the Alameda CTC is required to adopt an annual budget by June 30 of each year for the succeeding year. However, the Alameda County Congestion Management Agency (ACCMA) has historically adopted the member agencies fee schedule by April 1 with the intent of providing the cities and County of Alameda with the member agency fee schedule for use in developing their respective budgets.

The member agency fee schedule attached for FY2011-12 reflects a 6 percent increase over the fee for FY2010-11 which is a decrease from the growth rate of 9 percent which was employed over the last three years.

Discussion

The recommended member agency fee schedule for FY2011-12 reflects the same projected fee for the original 15 member agencies for FY2011-12 that was adopted by the ACCMA Board of Directors in January 2007 and adds a portion equal to the average fee of the 15 original member agencies for the two new transit agency members of the Alameda CTC, AC Transit and BART.

Fiscal Impact

Approval of the recommended fee schedule will set the Alameda CTC's FY2011-12 revenue budget for member agency fees at \$1,315,867 which will be incorporated into the Alameda CTC's consolidated budget scheduled for approval in June, 2011.

Attachment

Attachment A - Alameda CTC FY2011-12 Member Agency Fee Schedule

		Member Age	•		
	Proposition 11	1 Subventions			
CITIES/COUNTY	2005/06	Percent		FY 10/11 Fees	FY 11/12 Fee
		of Total			
City of Alameda	\$ 466,679	3.13%		\$ 34,234	\$ 36,28
City of Albany	104,539	0.70%		7,669	8,12
City of Berkeley	651,401	4.36%		47,785	50,65
City of Dublin	238,695	1.60%		17,510	
City of Emeryville	47,739	0.32%		3,502	
City of Fremont	1,302,018	8.72%		95,513	
City of Hayward	901,231	6.04%		66,112	
City of Livermore	489,291	3.28%		35,893	
City of Newark	273,743	1.83%		20,081	
City of Oakland	2,566,697	17.19%		188,286	
City of Piedmont	69,360	0.46%		5,088	
City of Pleasanton	418,186	2.80%		30,677	
City of San Leandro	507,462	3.40%		37,226	
City of Union City	438,021	2.93%		32,132	
Alameda County	6,456,483	43.24%		473,630	
AC Transit				73,000	
BART				73,000	77,40
TOTALS:	\$ 14,931,544	100.00%		\$ 1,241,338	\$ 1,315,86
		I linta ma	-f Cit //C	4 · F	
		History	of City/Coun	ty rees	
		Fiscal Year	Fees	% Change	
		1991-92	\$1,132,953	N/A	
		1992-93	831,241	-26.63%	
		1993-94	639,084	-23.12%	
		1994-95	581,195	-9.06%	
		1995-96	581,327	0.02%	
		1996-97	599,880	3.19%	
		1997-98	631,858	5.33%	
		1998-99	656,438	3.89%	-
		1999-00	704,417	7.31%	
		2000-01	711,320	0.98%	
		2001-02	736,216	3.50%	5
		2002-03	736,216	0.00%	
		2003-04	736,216	0.00%	
		2004-05	736,216	0.00%	5
		2005-06	736,216	0.00%	
		2006-07	761,984	3.50%	5
		2007-08	845,802	11.00%	
			921,924	9.00%	
		2008-09		0.000/	
		2008-09 2009-10	1,004,898	9.00%	0
			1,004,898 1,095,338	9.00%	
		2009-10			
		2009-10 2010-11	1,095,338		5

Subventions is based on the most recent year data was provided by the State Controller, which was FY 05/06. - The distribution for the two new member agencies is based on the average fee of the original 15 members as

adopted by the Alameda CTC on July 22, 2010.

Page 7



Memorandum

DATE: March 2, 2011

TO: Finance and Administration Committee

FROM: Arthur L. Dao, Executive Director

Patricia Reavey, Finance Director

SUBJECT: Approval of a Loan Program Between the Alameda County Transportation

Authority (ACTA) and the Alameda County Congestion Management Agency (ACCMA) Authorizing the ACTA to Lend up to \$25 Million to the

ACCMA

Recommendation

It is recommended that the Commission approve a Loan Program which would authorize ACTA to lend up to \$25 million to the ACCMA to help cash flow the ACCMA's Alameda County capital improvement program.

Summary

The ACCMA was originally established to administer and monitor the Congestion Management Program which included mainly planning and programming activities such as county-wide transportation planning as well as funding, programming and allocating funds for capital projects in Alameda County. Over the years, the ACCMA has incorporated the project delivery function into its business model, beyond the core functions of planning and programming. However, the ACCMA's original funding sources were not designed to cash flow large capital projects, which is needed for successful project delivery. This has left the ACCMA in a very tight cash flow position as various capital projects ramp up to construction phase incurring significant costs on an ongoing basis. A Loan Program has been designed to address the emerging and emergency situation which the ACCMA is now facing. Based on analysis of ACTA cash flows, it is expected that the ACTA can lend up to \$25 million from the 1986 Measure B Transportation Sales Tax Program to the ACCMA while continuing to deliver the projects designated in the original 1986 Measure B Transportation Expenditure Plan.

Discussion and Background

Staff plans to implement the Loan Program with an initial loan of \$5 million whereby the ACCMA would repay the ACTA the principal balance when it is in a position to do so, which is expected to be in 2015 when their capital improvement program is expected to wind down. The ACCMA may repay the loan, in whole or in part, at any time without penalty. Additional funds

would be loaned per the approved Loan Program, as needed, by ACTA to the ACCMA as part of the annual budgeting process and approved by the Commission.

The initial \$5 million loan, as well as any subsequent loans totaling up to \$25 million, would be made on an interest free basis. The Loan Program was set up on an interest free basis because the ACCMA does not currently have adequate funding sources that could reimburse interest costs incurred on an inter-governmental loan. According to the United States Office of Management and Budget (OMB) Circular A-87 which determines Federal government policies on grants and other financial assistance, costs incurred for interest on borrowed capital or the use of a governmental unit's own funds are an unallowable cost. These are the rules that govern cost allocation plans. The ACCMA would not be allowed to allocate interest cost from this loan program to the capital projects for which they were incurred.

An alternative option, if the ACTA were to charge the ACCMA interest, would be to increase member agency fees to cover the cost of interest on the loans from ACTA, as that is one of ACCMA's few funding source which is not restricted by OMB A-87. Staff is recommending that we do not increase the member agency's fees at this time and have ACTA provide the loan to ACCMA on an interest free basis.

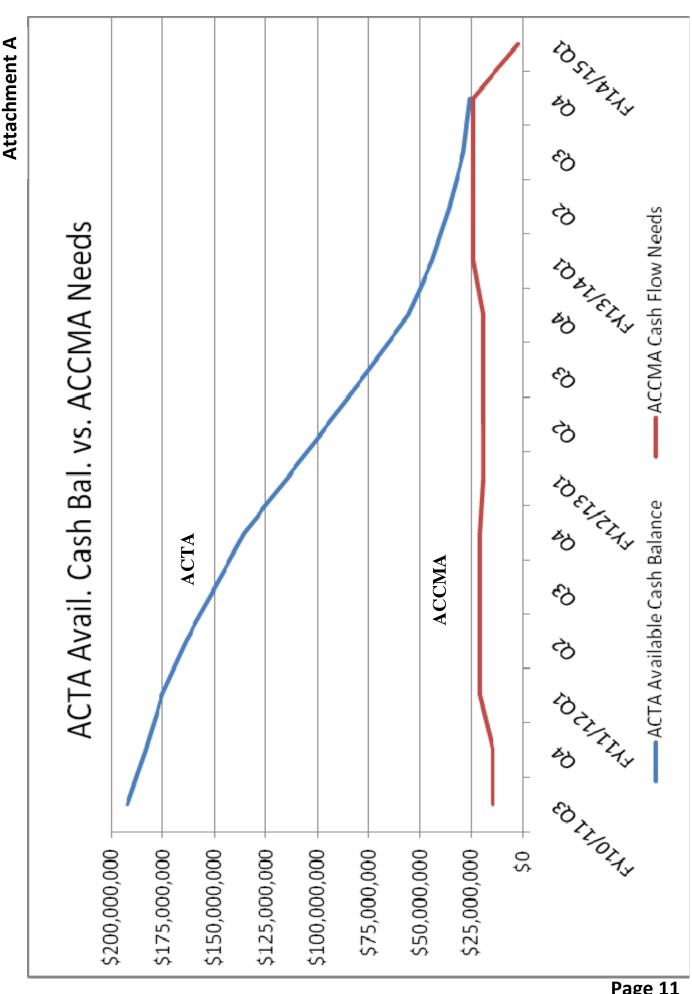
The ACCMA receives reimbursement from various funding sources including granting agencies to fund the capital improvement program, but these funds are received on a reimbursement basis. Frequently there is a lag in the reimbursement of funds due to funding agency issues. Because the cash flow issue is due to timing on funding, the cash flow need does not compound from year to year, but is based on project activity throughout each fiscal year. The ACCMA must find a way to bridge the cash flow gap while waiting for reimbursement from granting agencies in order to remain solvent. Based on current cash flow projections, ACTA will have funds available to cash flow the ACCMA's cash flow need throughout the life of the current capital improvement program, which has been demonstrated in the attached chart (Attachment A).

Fiscal Impacts:

There is no net impact to the Alameda CTC budget for the approval of this item, and the fiscal impact of the Loan Program due to lost return on investment for the ACTA would be negligible.

Attachments:

Attachment A -- Chart of ACTA's Available Cash Balance vs. ACCMA's Needs



Page 11



Memorandum

DATE: March 4, 2011

TO: Finance and Administration Committee

FROM: Patricia Reavey, Director of Finance

Liz Brazil, Contracts Administrator

SUBJECT: Approval of the ACCMA Small Business Enterprise (SBE) and Local Business

Enterprise (LBE) Fiscal Year-to-Date Reports and Disadvantaged Business Enterprise (DBE) Quarterly Report for the Period of October 1 through

December 31, 2010

Recommendation:

It is recommended that the Commission approve the attached ACCMA SBE and LBE fiscal year-to-date (YTD) reports and DBE Quarterly Report for the period ended December 31, 2010.

Summary:

SBE and LBE Reports (July 1, 2010 through December 31, 2010)

There were a total of thirteen (13) contracts awarded by the ACCMA. Of these contracts, approximately 81% of the amount awarded or \$7.7 million went to Local Business Enterprises (LBE) and 26% of the amount awarded or \$2.4 million went to Small Business Enterprises (SBE). In aggregate, the LBE goal of 70% and the SBE goal of 15% for Professional Services contracts were exceeded. No construction contracts were awarded for this period. (See Attachment A)

DBE Quarterly Report (October 1, 2010 through December 31, 2010)

One contract was awarded for this period with a contract-specific Underutilized Disadvantaged Business Enterprise (UDBE) goal of 3.43%. The contract met and exceeded the contract-special goal with 7.96% participation of UDBEs. No construction contracts were awarded for this period. (See Attachment A)

Overall Professional Services Contracts (Inception through December 31, 2010)

There are approximately 50 active professional contracts worth \$81 million that were awarded by ACCMA funded with local, state and/or federal funds. Overall, approximately 88% of the amount awarded or \$72 million went to LBEs and approximately 18% of the amount awarded or \$15 million went to SBEs.

Background:

LBE and SBE Program:

The ACCMA recognizes the challenges that small and local business enterprises may encounter when competing against larger more established businesses. One of ACCMA's concerns is the under

utilization of small and local business enterprises in ACCMA contracts. In an effort to encourage and promote participation of small and local business enterprises and to ensure that a fair proportion of the contracts are placed with these enterprises, ACCMA adopted a Small Business Enterprise Policy ("SBE") and Local Business Enterprise Policy ("LBE") for projects funded with local dollars. In 2006, the CMA Board approved a SBE and LBE policy pursuant to these policies for the procurement of professional services and construction. That policy set goals of 70% for LBE, 15% for SBE.

Summary of Results for Professional Contracts for the Current Reporting Period:

As shown in Table 1, the LBE goal of 70% and the SBE goal of 15% were exceeded for the active professional contracts, including active contracts that are state and/or federally funded where the goals are not applicable because of state and/or federal mandated requirements.

	L	TABLE 1 – Contract BE/SLBE Contracts: Go	ts Awarded with Local pals = 70% for LBE; 1		BE	
Contract	Number of	Payments	s from July 1, 2010 thr	ough Dec	ember 31, 2010	
Funding Type	Contracts	Total Contract Amount	Amount Awarded to LBE	LBE %	Amount Awarded to SBE	SBE
Local	3	\$1,187,515	\$1,007,515	84%	\$68,000	0%
State / Federal	10	\$8,289,071	\$6,652,188	80%	\$2,354,076	28%
Total	13	\$9,476,586	\$7,659,703	81%	\$2,422,076	26%

Summary of Results for Active Professional Services Contracts:

ACCMA has historically met or exceeded adopted goals for LBE and SBE contract participation due to our aggressive interagency outreach and the assistance from other local agencies such as ACTIA and the County of Alameda. As shown in Table 2, the LBE goal of 70% and the SBE goal of 15% were exceeded for all active professional contracts, including contracts that are state and/or federally funded where the goals are not applicable because of state and/or federal mandated requirements.

]	TABLE 2 – A LBE/SLBE Contra		Services Contract for LBE; 15% fo			
Contract	Number	Pa	nyments from Sta	rt Date through D	ecember :	31, 2010	
Funding Type	of Contracts	Total Contract Amount	Total Payment Amount	Amount Awarded to LBE Firms	LBE %	Amount Awarded to SBE Firms	SBE
Local	26	\$23,555,491	\$22,036,857	\$22,542,758	95%	\$2,340,994	9%
State / Federal	24	\$57,721,390	\$50,045,089	\$49,110,062	85%	\$12,519,659	21%
Total	50	\$81,276,881	\$72,081,946	\$71,652,820	88%	\$14,860,653	18%

DBE Program:

Caltrans adopted a race conscious program based on the Federal Highway Administration's ("FHWA") approval of the 2009 Disadvantaged Business Enterprise (DBE) "Annual Overall Goal". The FHWA approval requires implementation of the new DBE Program that includes a race conscious component. As part of the implementation of this race conscious program, local agencies

<u>must</u> change to a race conscious DBE program to maintain federal funding eligibility. ACCMA Board adopted a DBE Participation Program on May 28, 2009, in compliance with the DBE regulations issued by the Department of Transportation (49 Code of Federal Regulations Part 26).

Caltrans and FHWA provides oversight relative to DBE Program compliance and goal attainment reporting as part of the project administration and monitoring to ensure there is equal participation of the DBE groups specified in 49 CFR 26.5. ACCMA calculates the contract-specific UDBE goal as required and audited by Caltrans and FHWA. A UDBE firm is one that meets the definition of DBE and is a member of one of the following groups: Black American, Asian-Pacific American, Native American and Women.

Summary of Results for Contracts with DBE goals for FFY 2010/2011:

As shown in Table 3 of this report, the DBE percentage of 7.96% exceeded the contract-specific UDBE goal of 3.43%.

		TABLE 3 – Contracts with Contract Specific	- C	
Contract	Number	Contract Award fro	m October 1, 2009 through	December 31, 2010
Funding Type	of Contracts	Total Contract Amount	Amount Awarded to DBE	DBE %
State / Federal	1	\$1,599,894	\$127,306	7.96%
Total	1	\$1,559,894	\$127,306	7.96%

Outreach Activities Update:

In our outreach and procurement efforts, ACCMA will continue to partner with agencies such as Caltrans (CalMentor Program), County of Alameda Business Outreach Bureau ("BOB"), East Bay Interagency Alliance ("EBIA"), Small Business Administration and the Bay Area Business Outreach Committee ("BOC"). The BOC consists of 14 agencies such as AC Transit, BART, CCTA, GGBHTD, MTC, SamTrans, SFMTA, TJPA, VTA, WETA and WESTCAT.

Next Steps:

As part of various mandated funding requirements, ACCMA will continue to support the following areas: 1) participate in workshops and outreach events, targeting minority, women, local, small and disadvantage business participation, 2) publish all contracting opportunities on the website, 3) hold pre-bid meetings, 4) assist with bonding and insurance, when necessary, 5) develop a database for mass emailing notices of procurements, 6) ensure compliance to prompt payment specifications, and 7) continue to build partnerships with other transportation agencies to increase participation of small, local and disadvantaged business enterprises.

Fiscal Impacts:

Approval of this Report has no fiscal impact.

Attachments:

Attachment A - SBE and LBE Reports – Period of July 1, 2010 through December 31, 2010 and DBE Report – Period of October 1, 2010 through December 31, 2010.

Quarterly SBE and LBE Report

Summary of Contracts (>\$50,000) Awarded from July 2010 through December 2010

					Professional Services	al Services							
Project/Contract Name	Contract Type/ Service	Contract Number	Contract Date	Prime	sqnS	Firm Location	Fund Source	Am	Total \$ Amount	Alameda Local Business	East Bay Local Business		SBE Firm
440.0 Webster Street SMART Corridor Project	Construction Management Services	A10-010	7/23/2010	Harris & Associates		Concord, CA	Local	\$	112,000		\$ 112,000	00	
						0	Contract Total:	\$	112,000	- \$	\$ 112,000	\$ 00	·
420.0 I-580 Eastbound HOV Lane Widening Project	Construction Inspection Services	A10-014	7/23/2010	S & C Engineers		Oakland, CA	State	↔	202,929	\$ 202,929	\$ 202,929	\$ 62	202,929
						0	Contract Total:	€9	202,929	\$ 202,929	\$ 202,929	\$ 62	202,929
100.0 Computer Support	Administrative Computer	A08-029.A1	8/2/10	Novani		San Francisco, CA	Local	\$	68,000		\$ 68,000	\$ 00	68,000
						0	Contract Total:	\$	68,000	\$	\$ 68,000	\$ 00	68,000
Various Project	Project Control Services	A07-004.2	8/26/10	APM		Pleasonton, CA	Federal	\$ 2,	2,213,675	\$ 2,213,675	\$ 2,213,675	75	
						0	Contract Total:	\$ 2,	2,213,675	\$ 2,213,675	\$ 2,213,675	\$ \$	•
424.0 I-580 Westbound HOT Lane Project	Final Design Services	A07-011.A3	8/16/10	BKF Engineers		Pleasanton, CA	Local	\$ 1,	1,007,515	\$ 1,007,515	\$ 1,007,515	15	
						0	Contract Total:	\$	1,007,515	\$ 1,007,515	\$ 1,007,515	\$ 21	•
491.0 I-80 Integrated Corridor Mobility Project	System Integrator	A07-007.Ph3	8/23/10	Kimley-Horn		Oakland, CA	Federal	\$	170,533	\$ 170,533	\$ 170,533	33	
						0	Contract Total:	\$	170,533	\$ 170,533	\$ 170,533	33 \$	•
410.0 I-880 SB HOV Lane Project	Design Services	A08- 017.WMH	8/24/10	WMH Corporation		Oakland, CA	Federal	€		\$ 782,850	€	\$ 09	782,850
						0	Contract Total:	€9	782,850	\$ 782,850	\$ 782,850	\$ 05	782,850
		A10-012	9/3/10	PB Americas		Oakland, CA	Federal	€9	335,240	\$ 335,240	\$ 335,240	0	
					RBF Consulting	Oakland, CA		69	75,812	\$ 75,812	\$ 75,812	12	
	Assist with the				Fehr & Peers	Walnut Creek, CA		€9	096'59		\$ 65,960	\$ 09	65,960
265.0 I-80 / Gilman Interchange Improvements	Preparation of Project Study				Bottomley Design and Planning	Oakland, CA		↔	5,060	\$ 5,060	\$ 5,060	06	
	Report (PSR) Services				Vallier Design Associates, Inc.	Richmond, CA		€9	29,455		\$ 29,455	22	
					Kittleson & Associates, Inc.	Portland, OR		49	104,354				
	•				Bicycle Solutions	San Mateo, CA		₩	9,570		025'6 \$	02	
					LSA	Bekeley, CA						77	
						0	Contract Total: \$		654,028	\$ 335,240	\$ 549,674	\$ \$	65,960
		A10-013	9/9/10	RBF Consulting		Oakland, CA	Federal	€9	490,888	\$ 490,888	\$ 490,888	88	
					WMH Corporation	Oakland, CA		€9	396,352	\$ 396,352	\$ 396,352	52	
	Preparation of				URS	Oakland, CA		s	297,617	\$ 297,617	\$ 297,617	17	
410.0 I-880 North Safety and Operational Improvements at	Plan, Specification &				BRG	Sacramento, CA		₩	22,401				
23rd and 29th Street	Estimates				ARWS	Pleasant Hill, CA		€9	287,505		\$ 287,505	35	
	Services				Earth Mechanics	Oakland, CA		↔	167,776	\$ 167,776	\$ 167,776	9/	
					Kittleson & Associates, Inc.	Portland, OR		\$	88,710				
					Haygood & Associates	Albany, CA		€9	23,354	\$ 23,354	\$ 23,354	42	
		=				0	Contract Total: \$ 1,774,603	1,	774,603	\$ 1,375,987	\$ 1,663,492	\$ \$	•

Quarterly SBE and LBE Report

Summary of Contracts (>\$50,000) Awarded from July 2010 through December 2010 Professional Services

Project/Contract Name	Contract Type/ Service	Contract Number	Contract Date	Prime	sqnS	Firm Location	Fund Source	Total \$ Amount	Alameda Local Business	la iness	East Bay Local Business	SBE Firm	
430.0 F880 Southbound HOV Land Project	PS &E Services	A07- 011.RM.PH2	10/11/10	Rajjapan & Meyer Consulting Engineers		San Jose, CA	Federal	\$ 138,001			\$ 138,001	\$ 138,001	_
Contract Total:								\$ 138,001	\$	-	138,001	\$ 138,001	_
430.0 L880 Southbound HOV Land Project (Northern Segment)	PE and Design Services	A08- 017.RM(NS)	10/11/10	Rajjapan & Meyer Consulting Engineers		San Jose, CA	Federal	\$ 655,568			\$ 655,568	\$ 655,568	ω,
Contract Total:								\$ 655,568	\$	•	\$ 655,568	\$ 655,568	œ
440.0 Webster Street SMART Corridor Project	Professional Services	A09-006	11/3/10	TJKM Transportation Consultants		Pleasanton, CA	Local	066'96 \$	\$	066'96	066'96 \$	066'96 \$	0
Contract Total:								066'96 \$	\$ (96,990	066'96 \$	96,990	۰
		A10-0003/4	A10-0003/4 12/15/2010	Nelson Nygaard Consulting Services		Oakland, CA	Oakland, CA Federal/Local	\$415,428	\$	415,428	\$ 415,428		
					Cambridge Systematics	Oakland, CA		\$442,684	. \$	442,684	\$ 442,684		
					MIG	Berkeley, CA		\$ 286,230	8	-		\$ 286,230	Q
Z02.0 CountyWide					Jacobs Engineering	Oakland, CA		\$ 153,494	\$	153,494	\$ 153,494		
Development of a New	Professional				Eisen / Letunic	Berkeley, CA		\$ 49,880	\$ (49,880	\$ 49,880		
Transportation Expenditure	Services				Community Design + Architecture	Oakland, CA		\$ 62,312	\$	62,312	\$ 62,312	\$ 62,312	2
					Nancy Whelan Consulting	San Francisco, CA		\$ 48,350					
					Apex Consulting	Concord, CA		\$ 34,160				\$ 34,160	Q
					Advance PDI	Oakland, CA		\$ 34,880	\$	34,880	\$ 34,880		
					Gray Bowen	Walnut Creek, CA		\$ 43,400					
					M Lee Corporation	Oakland, CA		\$ 29,076	\$	29,076	\$ 29,076	\$ 29,076	9
)	Contract Total:	\$1,599,894		\$1,473,984	\$1,473,984	\$411,778	28
						Professional Services Total:	services Total:	\$9,476,586		\$7,659,703	\$9,135,211	\$2,422,076	92
					Percent	Percentage Awarded (7/1/10-12/31/10)	/10-12/31/10)			81%	%96		%
						CMA Ac	CMA Adopted Goals			LBE 70%		SBE 15%	%
Report Notes: This report includes all contracts over \$50,000 awarded or amended from July 2010 through December 2010. This report excludes office rent, utilities, they and Agency benefities and the Agency's Searmente and D.C. Representatives. If a contract was awarded prior to the reporting period OFY 1011, only the contract amendments and change orders that were executed.	racts over \$50,0 rent, utilities, HR, vior to the report	00 awarded or a and Agency baing period of F)	amended fron enefits, and th r 10/11, only t	n July 2010 through Dece e Agency's Sacramento E he contract amendments	mber 2010. Ind D.C. Representat and change orders th	ives. nat were executed							

Quarterly DBE Report

						49,880		48,350				, 29,076	\$127,306	%96.2	\$127,306	
		\$415,428	\$442,684	286,230	153,494	49,880 \$	62,312	48,350 \$	34,160	34,880	43,400	29,076 \$	\$1,599,894		\$1,599,894	
ber 2010		Federal/Local		\$	\$	\$	49	\$	49	\$	\$	\$	Contract Total:	3.43% - RC	Total Awarded	
hrough Decem		Oakland, CA	Oakland, CA	Berkeley, CA	Oakland, CA	Berkeley, CA	Oakland, CA	San Francisco, CA	Concord, CA	Oakland, CA	Walnut Creek, CA	Oakland, CA	Ö		Tota	
October 2010 t	ervices		Cambridge Systematics	MIG	Jacobs Engineering	Eisen / Letunic	Community Design + Architecture	Nancy Whelan Consulting	Apex Consulting	Advance PDI	Gray Bowen	M Lee Corporation		UDBE Project Specific Goal		
Summary of Contracts (>\$50,000) Awarded from October 2010 through December 2010	Professional Services	Nelson Nygaard Consulting Associates														
acts (>\$50,		12/10/2010											•			
ımmary of Contra		A10-0003/4														
S		Technical Studies														
			202.0 Countywide	and Development	Transportation Expenditure Plan											



Memorandum

DATE: March 7, 2011

TO: Finance and Administration Committee

FROM: Arthur L. Dao, Executive Director

Arun Goel, Associate Transportation Engineer

SUBJECT: Approval of ACTIA's Semi-Annual Local Business Contract Equity

Program Utilization Report of Local Business Enterprises and Small Local Business Enterprises for the Period of July 1, 2010 through

December 31, 2010

Recommendation

It is recommended that the Commission approve the attached Semi-Annual Local Business Contract Equity (LBCE) Program Utilization Report for the payment period of July 1, 2010 to December 31, 2010. The contracts and contract payment data which serve as a basis for this report have been reviewed and accepted by the Commission's contract equity consultant L. Luster and Associates.

Summary

In the current reporting period there were a total of 46 active contracts with LBCE Program goals. Of these contracts roughly 91% of payments or \$6.2 million went to firms certified as Local Business Enterprises (LBE) and 35% of payments or \$2.4 million went to firms certified as Small Local Business Enterprises (SLBE). In aggregate, the LBE goal of 70% for Administrative and Engineering contracts was exceeded, as was the goal of 60% for construction contracts. The SLBE goal of 30% for Administrative and Engineering contracts was also exceeded; however, construction contracts fell short of the 20% SLBE goal, with less than 1% of payments going to firms certified as SLBE.

Note: For the Lewelling/East Lewelling Boulevard Improvement project (the only construction project with both LBCE goals and payments in this reporting period) bids were reviewed by the ACPWA, Anue Management Group, and staff from the Alameda County Transportation Improvement Authority (ACTIA). The low bidder met the bid proposal requirements, achieving 53.3% LBE and 15.5% SLBE participation with acceptable documentation of good faith efforts.

Additional information collected for contracts with LBCE Program goals include: 14% of payments or \$1 million went to firms certified as Very Small Local Business Enterprises (VSLBE), 10% of payments or \$0.7 million went to firms certified as Disadvantaged Business Enterprises (DBE), 9% of payments or \$0.6 million went to firms certified as minority-owned business enterprises (MBE), and 6% of payments or roughly \$0.4 million went to firms certified as woman-owned business enterprises (WBE).

There were 35 active contracts without LBCE Program goals in this reporting period, of which roughly 28% of payments or \$4.4 million went to LBE-certified firms, 2% of payments or roughly \$0.3 million went to SLBE-certified firms, 0.5% of payments or about \$80,000 went to VSLBE-certified firms, 20% of payments or \$3.1 million went to DBE-certified firms, 20% or about \$3.1 million went to MBE-certified firms, and 0.4% or about \$64,000 went to WBE-certified firms.

As of December 31, 2010, there were a total of 438 firms certified with ACTIA, 79 of which were certified during the reporting period. Firms certified as of January 1, 2009, are categorized using the North American Industry Classification System (NAICS) to increase participation of bidders, both prime contractors and subcontractors, as well as to facilitate networking between firms.

Background:

In 1989, the Board established a program for the procurement of professional services. That policy set goals of 70% for LBE, 25% for MBE, and 5% for WBE.

In 1995, the Board approved a program for construction contracts that set overall participation goals of 60% for LBE, 33% for MBE, and 9% for WBE. Those goals were based on a disparity study in addition to extensive public input from both the prime and minority contracting communities. Specific goals are set for each construction contract, based on biddable items and availability of LBE/MBE/WBE firms.

As a result of the passage of Proposition 209 in 1996, and the United States Department of Transportation's issuance of the final ruling on the Disadvantaged Business Enterprise program in 2000, the Authority suspended its MBE/WBE program and goal requirements. In lieu of the suspended MBE/WBE program, the Authority adopted two programs: the LBE/SLBE program for contracts funded with local dollars and the DBE program for contracts funded with federal dollars. In January 2008, the Board subsequently adopted the Revised LBE/SLBE Program and renamed this program as the Local Business Contract Equity Program.

The Boards approved modifications to the LBCE Program which were aimed at increasing SLBE participation in all areas of the Authority's contracting opportunities, particularly with construction contracting. The revised program became effective for Authority-led contracts as of February 2008 and for all Sponsor-led projects awarded after July 2008.

The Authority currently does not have any federally assisted contracts requiring the application of the DBE goals and therefore none was reported. Project sponsors that have contracts funded with federal or state funds are subject to federal and state oversight relative to DBE Program compliance and goal attainment reporting.

On a semi-annual basis, ACTIA staff prepares the LBCE Utilization Report to provide the status and progress on the utilization of:

- 1. LBE/SLBE on active Measure B funded contracts awarded by the Authority and sponsoring agencies; and
- 2. MBE/WBE participation on active contracts awarded by the Authority and sponsoring agencies that were exempted from the application of the Authority's LBCE Program and

goals. Those Measure B-funded contracts exempted from the LBCE Program and goals were those that had additional Federal and/or State funds, non-local funds, or with less than \$50,000 in contract value.

Utilization is determined by collecting and analyzing financial data relative to the amounts awarded and paid to LBE, SLBE, VSLBE, DBE, MBE, and WBE prime and subcontractors in three (3) contract categories:

- 1. Administrative Services Contracts many of the contracts in this group are annually renewed administrative services contracts to assist the Authority in the administration of the Measure B Program. These services include affirmative action support, general counsel, federal and state legislative advocacy, auditors, financial advisors, information and computer services, and project controls, among others.
- 2. Engineering Services Contracts contracts in this group are primarily engineering services contracts to assist the Authority in the development and delivery of capital projects.
- 3. Construction Contracts contracts in this group are specific to construction contracts awarded to builders of transportation facilities such as roadway and transit improvements.

Key information monitored and reported includes LBE, SLBE, VSLBE, DBE, MBE, and WBE utilization on all active contracts as of December 31, 2010.

Summary of Results for Current Reporting Period:

As shown in Table 1 of this report, the LBE goal of 70% and the SLBE goal of 30% were exceeded in both the administrative services contract and engineering services contract categories where the LBCE Program is applicable. In construction contracts, where the LBE and SLBE goals are 60% and 20%, respectively, only the LBE goal was exceeded.

		Contracts with LBCE ntracts: Goals = 60%-7						
	Number of	Payment	s from Jul	y 1, 2010 tl	hrough Dec	ember 31,	2010	
Contract Type	Contracts	Payment Amount	LBE %	SLBE %	VSLBE %	DBE %	MBE %	WBE %
Administrative	31	\$2,230,960.15	85%	68%	39%	21%	21%	13%
Engineering	14	\$4,097,251.90	93%	40%	5%	9%	6%	5%
Construction	1	\$533,064.23	98%	0.6%	0%	0%	0%	0%
All Industries	46	\$6,861,276.28	91%	35%	14%	10%	9%	6%

Table 2 on the following page summarizes participation of LBE and SLBE firms, as well as DBE, MBE and/or WBE firms on contracts that were exempt from the Authority LBCE Program goals. Per policy, the Program is not applied to these contracts, either because they are jointly funded with federal and/or state or otherwise non-local funds, or because they are less than \$50,000 in contract value. Nonetheless, 28% of payments in this contract category went to

certified LBE firms, 2% to SLBE firms, 20% to DBE firms, 20% to MBE firms, and 0.4% went to WBE firms.

	TABLE 2 – Co	ntracts Exempt from L	BCE Pro	gram Goa	al Require	ments		
	Number of	Payments from	n July 1, 2	010 throug	gh Decembe	er 31, 2010		
Contract Type	Contracts	Payment Amount	LBE %	SLBE %	VSLBE %	DBE %	MBE %	WBE
Administrative	2	\$12,107.36	0%	0%	0%	0%	0%	0%
Engineering	20	\$2,577,789.73	15%	3%	1%	1%	0.4%	1%
Construction ^{1,2}	13	\$13,312,171.18	30%	2%	0.4%	23%	23%	0.4%
All Industries	35	\$15,902,068.27	28%	2%	0.5%	20%	20%	0.4%

¹ Includes construction contracts pending close-out

Reporting Process:

Data collection on all active and open contracts began on July 1, 2010, by surveying prime contractors and subcontractors for verification of payment amounts and timing. For the current reporting period 67 payment verification survey forms were sent to prime contractors and subcontractors. Approximately 69% responded during the allotted time.

Staff utilized the same method of reporting from the last reporting period—January through June 2010—which included an automated summary of processed payments by vendor report (similar to a bank statement) and an automated utilization report generated from an in-house database (see Attachment A – Contract Equity Utilization Report).

In regards to billing and timely receipt of payment, approximately 89% of the respondents indicated that they had not experienced any billing-related issues and 87% indicated that they had received timely payments from the project sponsors and/or prime contractors. None of the billing and payment-related issues reported to the Authority required the assistance of the Contract Equity consultant and all issues were resolved prior to the development of this report.

The participation, data, and statistics, which serve as a basis for this report, have been independently reviewed and verified by the firm L. Luster and Associates. As stated in the attached letter from L. Luster and Associates (see Attachment B – Independent Review of ACTIA Semi-Annual Contract Equity Utilization Report Data), this report was found to be materially accurate and complete.

Certification Update:

Table 3 on the following page summarizes by contract type the number of active firms certified with the Commission and new firms that were certified since July 1, 2010. Prior to July 1, 2010, there were 318 active firms certified with the Commission. By December 31, 2010, the Commission's list of certified firms had grown to 438, an increase of 37%. All 438 firms are

² Includes construction contracts where Caltrans is the sponsor – Caltrans DBE program applies (currently race-neutral program applies to contracts included in this report)

certified LBE, 292 firms or 67% of the total number of certified firms are certified SLBE, and 214 firms or 49% are certified VSLBE.

During the reporting period, certification was granted to 79 firms, 53 of which were renewal certifications and 26 new certifications. It is noteworthy that of these 26 new certifications, 6 or 23% were processed and approved in conjunction with contracting opportunities during the reporting period.

Table 3 -	– Certified Firm	ns by Contract	Types	
Contract Type	LBE ¹	SLBE ²	VSLBE	# of Firms Certified this Reporting Period
Administrative/Engineering	59	37	28	59
Commodities/Vendors	4	3	2	4
Construction	16	13	8	16
Total	79	53	38	79

¹ Includes SLBE and VSLBE certified firms

Outreach Activities Update:

The contract equity consultants continued to undertake its outreach activities for RFPs released during the reporting period. There was a total of one RFP released by the Commission for a professional services contract. In addition, there was also one construction contract procured by the City of Hayward.

Additional activities conducted by ACTIA and represented by L. Luster and Associates include providing LBCE Program and certification information and support, interagency outreach coordination, and regional transportation and transit agency business outreach coordination.

Assumptions/Data Sources:

- 1. Ethnicity and gender information in this report are compiled from Caltrans' Certified DBE list and/or based on anecdotal submission information provided by the vendors.
- 2. All percentages were calculated from cumulative actual payments to prime and subcontractors using an in-house database designed to track active contracts and compare results with the Authority's accounting system.
- 3. Surveys were sent to all vendors on active contracts; the responses were compiled, reviewed, and accounted for when possible. Errors in vendor reports were noted and clarifications were requested for follow-up. It was further noted that the interpretations by the vendors on information submitted and the information they had available were attributable to some discrepancies with information the Authority, prime and subcontractor collected.

² Includes VSLBE certified firms

Fiscal Impacts:

Approval of this Report has no fiscal impact.

Attachments:

Attachment A – Semi-Annual Local Business Contract Equity Utilization Report

Attachment B – Independent Review of Semi-Annual Local Business Contract Equity Program Utilization Report

Contract Family Utilization Report

		0	Contract Equity Utilization	quity	Utiliz	atior	Report	ort				ATT	ATTACHMENT A	JENT	<
Reporting Period End Date: 12/31/10							Curr	ent Reportii	Current Reporting Period Start Date:	art Date:	0	17/01/10	End Date:	.: -	12/31/10
Project	Contract	Contract Total Payment Payment	Payment		Cumul	Cumulative To Reporting End Date	porting E	nd Date			ี่	rrent Repo	Current Reporting Period	70	
Number Company	Amount	to Date	Current Period LBE	LBE	SLBE VSLBE	VSLBE	DBE	MBE	WBE	LBE	SLBE	SLBE VSLBE DBE	DBE	MBE	WBE
Contract Type: Administrative Contracts															

Goal Requirements of 70% for LBE and 30% for SLBE

%C	%0	%0	%0	%0	%0	%0	9%	%0	%0	%0	%0	%9	2%	%0	2%	2%	%0	%0	%0	%8	%0	%0	%0	2%	%0	%0	%0	%0	%0	%0		%2		%0	%0	
0.00%	0.00%	0.00%	%00.0	100.00%	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	66.46%	5.57%	%00:0	7.72%	73.82%	%00:0	%00.0	0.00%	43.68%	%00:0	00:00%	%00:0	94.97%	%00:0	%00:0	100.00%	00:00%	00:00%	%00:0		6 13.17%		0.00%	00:00%	
0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.00%	100.00%	0.00%	44.61%	0.00%	0.00%	0.00%	94.43%	0.00%	37.77%	26.18%	0.00%	0.00%	0.00%	43.68%	0.00%	100.00%	%00.0	0.00%	0.00%	0.00%	100.00%	18.55%	0.00%	0.00%		20.65%		0.00%	0.00%	
0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.00%	100.00%	0.00%	44.61%	0.00%	0.00%	0.00%	94.43%	0.00%	37.77%	26.18%	0.00%	0.00%	0.00%	43.68%	0.00%	100.00%	%00.0	%00.0	0.00%	0.00%	100.00%	18.55%	0.00%	0.00%		20.65%		0.00%	0.00%	
0.00%	0.00%	0.00%	0.00%	100.00%	18.47%	0.18%	100.00%	100.00%	44.61%	49.54%	100.00%	66.46%	100.00%	%00.0	45.48%	1.15%	0.54%	100.00%	0.00%	25.94%	100.00%	100.00%	100.00%	81.22%	2.72%	%00.66	100.00%	51.17%	%00.0	0.00%		39.45%		0.00%	%00.0	
100.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.18%	100.00%	100.00%	91.43%	49.54%	100.00%	66.46%	100.00%	0.00%	45.48%	27.32%	0.54%	100.00%	0.00%	25.94%	100.00%	100.00%	100.00%	81.22%	100.00%	100.00%	100.00%	87.42%	0.00%	0.00%		68.44%		0.00%	0.00%	
100.00%	0.00%	0.00%	0.00%	100.00%	100.00%	100.00%	100.00%	100.00%	93.18%	84.65%	100.00%	66.46%	100.00%	100.00%	100.00%	100.00%	80.80%	100.00%	100.00%	82.26%	100.00%	100.00%	100.00%	81.22%	100.00%	100.00%	100.00%	87.42%	0.00%	0.00%		84.94%		0.00%	0.00%	
0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	70.35%	2.30%	0.00%	1.97%	73.82%	0.00%	%00.0	0.00%	43.68%	0.00%	0.00%	%00.0	94.97%	0.00%	0.00%	100.00%	0.00%	0.00%	0.00%		12.13%		0.00%	0.00%	_
0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.00%	100.00%	0.00%	46.27%	0.00%	0.00%	0.00%	97.53%	0.00%	28.12%	26.18%	0.00%	0.00%	0.00%	43.68%	0.00%	100.00%	0.00%	0.00%	0.00%	0.00%	100.00%	18.55%	0.00%	0.00%		34.81%		0.00%	0.00%	
0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.00%	100.00%	0.00%	46.27%	0.00%	0.00%	0.00%	97.53%	0.00%	28.12%	26.18%	0.00%	0.00%	0.00%	43.68%	0.00%	100.00%	0.00%	0.00%	0.00%	0.00%	100.00%	18.55%	0.00%	0.00%		34.81%		0.00%	0.00%	
0.00%	0.00%	0.00%	0.00%	100.00%	58.39%	0.29%	100.00%	100.00%	46.27%	29.85%	100.00%	70.59%	100.00%	0.00%	30.08%	1.15%	0.54%	100.00%	0.00%	25.94%	100.00%	100.00%	100.00%	81.22%	2.72%	%00.66	100.00%	51.17%	0.00%	0.00%		44.05%		0.00%	0.00%	
100.00%	0.00%	0.00%	0.00%	100.00%	100.00%	0.29%	100.00%	100.00%	95.15%	29.85%	100.00%	70.59%	100.00%	0.00%	30.08%	27.32%	0.54%	100.00%	0.00%	25.94%	100.00%	100.00%	100.00%	81.22%	100.00%	100.00%	100.00%	87.42%	0.00%	0.00%		69.02%		0.00%	0.00%	
100.00%	0.00%	0.00%	0.00%	100.00%	100.00%	100.00%	100.00%	100.00%	97.67%	83.17%	100.00%	70.59%	100.00%	100.00%	100.00%	100.00%	80.80%	100.00%	100.00%	82.26%	100.00%	100.00%	100.00%	81.22%	100.00%	100.00%	100.00%	87.42%	0.00%	0.00%		84.34%		0.00%	0.00%	
\$62,602.97	\$4,376.40	\$44,975.91	\$48,269.00	\$4,458.26	\$13,047.13	\$59,266.32	\$10,000.00	\$10,074.12	\$304,764.36	\$39,483.64	\$4,972.50	\$81,803.50	\$72,001.14	\$1,903.60	\$20,736.64	\$118,742.09	\$167,395.49	\$40,524.86	\$9,631.10	\$82,483.23	\$21,432.00	\$37,500.00	\$12,691.25	\$79,038.00	\$210,604.54	\$59,996.53	\$17,500.00	\$535,707.17	\$21,882.00	\$33,096.40	ords)	\$2,230,960.15		\$2,514.22	\$9,593.14	
\$226,774.32	\$155,433.60	\$238,459.56	\$261,621.00	\$127,300.00	\$259,999.78	\$288,118.22	\$120,000.00	\$84,289.32	\$1,707,422.28	\$220,000.00	\$38,821.25	\$217,239.15	\$633,037.50	\$22,761.20	\$335,632.13	\$118,742.09	\$167,395.49	\$40,524.86	\$9,631.10	\$82,483.23	\$21,432.00	\$37,500.00	\$12,691.25	\$79,038.00	\$210,604.54	\$59,996.53	\$17,500.00	\$535,707.17	\$21,882.00	\$56,470.00	ts (31 detail reco	\$6,408,507.57		\$29,940.25	\$9,593.14	
\$256,567.39	\$157,639.30	\$360,000.00	\$360,000.00	\$127,300.00	\$260,000.00	\$435,000.00	\$127,500.00	\$115,000.00	\$1,960,000.00	\$220,000.00	\$50,000.00	\$281,000.00	\$660,000.00	\$50,000.00	\$335,700.00	\$335,600.00	\$555,000.00	\$115,000.00	\$50,000.00	\$205,271.00	\$125,000.00	\$90,000.00	\$50,000.00	\$266,000.00	\$642,000.00	\$173,000.00	\$45,000.00	\$1,650,000.00	\$54,723.00	\$113,140.00	oal Requiremen			\$30,000.00	\$30,000.00	
A06-0011.1 - LanLogic, Inc.	A07-0052 - Lynn M Suter	A08-0018 - PFM ASSET MANAGEMENT, LLC	A08-0019 - CHANDLER ASSET MANAGEMENT	A08-0051 - Anue Management Group, Inc.	A08-0052 - L. Luster & Associates	A09-0001 - Wendel, Rosen, Black & Dean	A09-0002 - The Gibbs Law Group, P.C.	A09-0005 - Francis Fruzzetti	A09-0006 - Bay Area Program Management Group	A09-0007 - Moore lacofano Goltsman, Inc.	A09-0009 - Patel and Associates	A09-0010 - Rochelle Wheeler	A09-0011 - Acumen Building Enterprise, Inc.	A09-0029 - MV TRANSPORTATION INC	A09-0031 - Nelson/Nygaard Consulting Associates	A10-0002 - Nelson/Nygaard Consulting Associates	A10-0003 - Wendel, Rosen, Black & Dean	A10-0006 - Francis Fruzzetti	A10-0007 - MV TRANSPORTATION INC	A10-0008 - Moore lacofano Goltsman, Inc.	A10-0009 - St. Mini Cab Corporation	A10-0011 - The Gibbs Law Group, P.C.	A10-0012 - Patel and Associates	A10-0013 - Rochelle Wheeler	A10-0014 - Acumen Building Enterprise, Inc.	A10-0015 - L. Luster & Associates	A10-0016 - Anue Management Group, Inc.	A10-0017 - Bay Area Program Management Group	A10-0018 - Lynn M Suter	A10-0019 - Maze and Associates	Summary for Administrative Contracts with Goal Requirements (31 detail records)		of Goal Requirements	A09-0008 - SIMON & CO INC	A10-0023 - SIMON & CO INC	
ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	ACTIA	Sum	Total	Exempt of Goal	ACTIA	ACTIA	(

Wednesday, February 16, 2011

_	X D C C L	7 0 0 0 0 0
	コンコナガイニコー	
	>±====	
	してにかいて	2

Reporting Period End Date: 12/31/10			Current Re				Curren	Current Reporting Period Start Date:	Period Sta	rt Date:	/10	07/01/10	End Date:		12/31/10
Project	Contract	Total Payment	Pavment		Cumulative To		Reporting End Date	Date			Curi	Current Reporting Period	ing Period		
Number Company	Amount	to Date	Current Period	LBE	SLBE	VSLBE	DBE	MBE	WBE	LBE	SLBE	VSLBE	DBE	MBE	WBE
Summary for all Administrative Contracts with and without Goal Requirements (33 detail records)	h and without Goal	Requirements (3.	3 detail records)	83 87%	%U9 89	78%	34 59%	34 59%	12 06%	84 49%	%20 89	39 24% 2	20 54%	20 54%	13.09%
Contract Type: Construction Contracts (including Sponsor Lead)	(including Spons	or Lead)													
Exempt of Goal Requirements															
A06-0020															
06 A06-0020 - Union City	\$12,561,000.00	\$8,657,647.26		3.23%	0.20%	0.00%	%90.0	0.00%	%00.0						
A07-0065 11 02 - Bay Cities Paving and Grading	\$859,000.00	\$859,000.00		100.00%	2.80%	0.00%	0.00%	0.00%	0.00%						
A07-0001 12 A08-0047 - RGW Construction Company	\$14,200,000.00	\$13,739,950.52	\$2,468,948.95	64.73%	0.00%	0.00%	0.00%	0.00%	0.00%	61.99%	0.00%	0.00%	0.00%	0.00%	0.00%
2	Inding Sponsor Lead	without Goal Re	onirements (3 de	etail record											
Total		\$23,256,597.78	\$2,468,948.95	43.14%	0.18%	0.00%	0.02%	%00.0	0.00%	61.99%	%00.0	0.00%	0.00%	0.00%	0.00%
Summary for all Construction Contracts (including Sponsor Lead) with and without Goal Requirements (3 detail records)	uding Sponsor Lead)	with and withou	t Goal Requireme	ents (3 deta	il records)										
Total	V).	\$23,256,597.78	\$2,468,948.95	43.14%	0.18%	%00.0	0.02%	0.00%	%00.0	61.99%	0.00%	%00.0	0.00%	%00.0	0.00%
Contract Type: Cooperative Agreement with CalTrans	it with CalTrans														
Exempt of Goal Requirements															
21 4-1925 - CALTRANS	\$71,055,382.00	\$70,031,740.05		12.14%	0.00%	0.00%	0.35%	0.00%	0.35%						
Summary for Cooperative Agreement with CalTrans without Goal Requirements (1 detail record)	th CalTrans without	Goal Requiremen	ts (1 detail recor	d)					-						
Total	\$	\$70,031,740.05		12.14%	%00.0	0.00%	0.35%	%00.0	0.35%						
Summary for all Cooperative Agreement with CalTrans with and without Goal Requirements (1 detail record)	ר CalTrans with and י	vithout Goal Req	uirements (1 det	ail record)											
Total	V.	\$70,031,740.05		12.14%	%00.0	%00.0	0.35%	%00.0	0.35%						
maci Type: Tallallig Agreement															
Goal Requirements of 60% for LBE and 20% for SLBE	20% for SLBE														
13 A06-0022 - Alameda County	\$6,745,286.00	\$533,064.23	\$533,064.23	97.97%	0.62%	0.00%	0.00%	0.00%	0.00%	97.97%	0.62%	0.00%	0.00%	%00.0	0.00%
Summary for Funding Agreement with Goal Requirements (1 detail record)	oal Requirements (1	detail record)	\$533.064.23	97 97%	%C9 U	%UU U	%UU U	%UU U	%UU U	%L 07 07%	%290	%UU U	%UU U	%UU U	%UU U
Exempt of Goal Requirements															
A09-0013 02 01-BART	\$57,224,805.09	\$17,059,687.78	\$10,042,746.31	18.22%	2.99%	0.33%	19.40%	19.13%	0.55%	26.69%	2.63%	0.56%	30.87%	30.81%	0.46%
A-1															
14A A08-0003-A - ACCMA A07-0063	\$1,466,833.88	\$4,100.00		100.00%	100.00%	%00.0	0.00%	%00.0	%00.0						
15 01 - City of Hayward A07-0064	\$497,968.97	\$332,042.80		87.70%	36.66%	0.00%	0.00%	0.00%	%00.0						
19 01 - San Leandro Δηα-ηη12	\$28,273.50	\$18,273.50		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
19 A09-0012 - San Leandro	\$247,436.00	\$36,876.46		%96.96	0.00%	0.00%	0.00%	0.00%	0.00%						
A05-0051 22 01 - ACCMA	\$757.373.82	\$382,303,15		%bU 2b	27 67%	%U0.0	%UU U	%UU U	%UU U						
	1	1		01.00.10	24.01.70	,	2,00.0	0.00.0	2,00.0						

Wednesday, February 16, 2011

Page 2 of 5

Contract Equity Utilization Report

ATTACHMENT A

Cuttons Autonomy Autonomy Statistica	Project	Contract	Total Payment	Payment		Cumul	Cumulative To Reporting End Date	porting En	d Date			Cur	rrent Repo	Current Reporting Period	70	
		Amount	to Date	Current Period	LBE	SLBE	VSLBE	DBE	MBE	WBE	LBE		VSLBE	DBE	MBE	WBE
Out-thermorp Statisticate Stat	A07-0058															
		\$1,613,000.00	\$894,954.39		91.06%	0.00%	0.00%	0.00%	0.00%	0.00%						
Classical parameter	A08-0045															
Discrepancy		\$19,950,000.00	\$1,368,558.58	\$680,539.56	30.27%	0.00%	0.00%	0.00%	0.00%	0.00%	28.17%	0.00%	%00.0	0.00%	%00.0	0.00%
Interpreted Funding Agreement Without Goal Requirements Without Goal Requirements Without Goal Requirements Without Goal Requirements (10 declar records) 1	01 - AC	\$1,891,477.30	\$611,413.66		98.85%	0.47%	0.00%	0.00%	0.00%	%00.0	100.00%	%00.0	%00.0	%00.0	%00.0	0.00%
Part		Goal Requirement	s (9 detail record	ls)												
Hydro all Funding Agreement with and without Goal Requirement (10 detail records) Lydo: all Funding Agreement with and without Goal Requirement (10 detail records) Lydo: all Funding Agreement with and without Goal Requirement (10 detail records) Lydo: all Funding Agreement with and without Goal Requirement (10 detail records) Lydo: all Funding Agreement with and without Goal Requirement (10 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and without Goal Regular (11 detail records) Lydo: all Funding Agreement with and with an and with a second of the control of	Total	\$		\$10,843,222.23	27.26%	4.06%	0.27%	15.98%	15.76%	0.45%	27.59%	2.44%	0.52%	28.59%	28.53%	0.43%
Equipmental Enclosional Services/Implemental Contracts. \$13,14,1274.55 \$11,376,286.44 29,0876 3,976 10,768 11,578 0,448 30,898 2,378 0,448 30,898 2,378 0,448 30,898 2,378 0,448 37,138 0,448 37,138 0,448 37,138 0,448 37,138 0,448<	Summary for all Funding Agreement with and	without Goal Requ	irements (10 de	tail records)												
400 0004 - Variety term and Associates in the As	Total	•	21,241,274.55	\$11,376,286.46	29.03%	3.97%	0.26%	15.58%	15.37%	0.44%	30.89%	2.35%	0.49%	27.25%	27.19%	0.41%
Pequiptements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 30% for SLBE. Regulatements of 70% for LBE and 20% for LBE. Regulatements of 70% for RBE. Regulatements of 70% for RBE	Contract Type: Professional Services/En	ngineering Conti	acts													
Comparison Com	Goal Requirements of 70% for LBE and	30% for SLBE														
May cond-tunier-term and Augmoont State, May State State, May State State, May State State, May State State, May State, May No. State, May State, May No. State, May State, May No. State, May N	A06-0021															
A00-0015 - Wilh Comportion \$3.46,070.00 \$32.76,518.13 \$1.48,070.00 \$1.28,00.00 \$1.28,00.00 \$1.48,00.00 \$1.		\$1,480,000.00	\$1,465,648.85	\$32,026.79	97.76%	30.02%	0.00%	11.77%	11.77%	0.00%	100.00%	51.95%	0.00%	24.98%	24.98%	0.00%
Mark Thomas & Company, Inc. S3215,00021 S3,065,597 S10,0005 S10,000		\$346,070.00	\$329,618.13	\$148,044.69	89.05%	89.05%	65.80%	0.00%	0.00%	0.00%	83.79%	83.79%	27.99%	0.00%	%00.0	0.00%
405-0005 - Mark Thomas & Company, Inc. 51,245,263,895-56 - S995,915-70 51,245,2000 - S1,255,000 - S1,255,00	A07-0001															
A07-0034 - S.		\$3,831,900.91	\$3,695,596.50	\$93,213.75	83.47%	27.61%	0.32%	14.69%	%00.6	2.69%	91.27%	57.33%	%00.0	4.61%	3.49%	1.13%
Columbia		\$2,796,971.00	\$2,456,389.56	\$509,619.76	100.00%	91.26%	0.11%	9.77%	9.77%	%00.0	100.00%	91.33%	0.00%	2.74%	2.74%	0.00%
Q2-DoMing Associates, Inc. \$72,475.00 \$56,562.86 100.00% 100.00% 100.00% 100.00% 100.00% 0.00	A07-0062															
2001-05 PQQ0, Inc. A05-00101- Mendora & Associates \$2,008.577.88 \$1,999,985.88 \$41,553.60 \$2,008.5 \$1,999,985.88 \$41,553.60 \$2,008.5 \$2,0		\$72,475.00	\$67,562.68		100.00%	100.00%	0.00%	0.00%	0.00%	0.00%						
2001-05-PeQD, Inc. 213,115,000.00 512,951,109.34 549,388 64 94,988 31.998, 80 00% 15.898, 15.898, 20.609, Inc. 220,1045-PeQD, Inc. 220,1045-PeQD, Inc. 220,1045-PeQD, Inc. 220,1045-PeQD, Inc. 220,004,977.88 51,999,985.88 541,533.60 99,36% 91,36% 0.00% 100.0	1-01									I						
A09-0016 - Mendora & Associates		\$13,115,000.00	\$12,951,109.94	\$49,358.64	94.86%	31.93%	0.00%	33.03%	15.83%	29.66%	100.00%	62.20%	0.00%	62.20%	%00.0	62.20%
A09-0039 - PR Americas, Inc. A11,442,071.19 S5,289,118.00 S5,387,436,24		\$2,008,977.88	\$1,999,985.88	\$41,553.60	%98.66	89:36%	0.00%	100.00%	100.00%	%00.0	100.00%	100.00%	%00.0	100.00%	100.00%	0.00%
ADG-00033 - PR Americas, Inc. \$5,289,118.00 \$2,685,483.73 \$87,0856.343.73 \$8,668,483.73 \$8,668,483.73 \$8,668,483.73 \$8,668,483.73 \$8,668,483.73 \$8,669,800.00 \$2,000	A05-0001															
A09-0033 - PB Americas, Inc. \$55,289,118.00 \$774,160.23 \$774,160.20 \$774,160.		\$11,442,071.19	\$9,665,483.73	\$870,826.30	82.66%	35.63%	0.00%	34.86%	26.03%	2.69%	80.56%	22.41%	%00.0	23.35%	18.77%	3.64%
ADD-00023 - PB Americas, Inc. S5.289,118.00 S27,817.14 S4,870.19 100.00% 0	A07-0053															
A10-0026 - HQE, Inc. SS00,000.00 \$74,160.23	A09-0033	\$5,289,118.00	\$27,817.14	\$4,870.19	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%
A10-0026 + HQE, Inc. \$500,000.00 \$74,160.23 \$74,160.23 \$100.00% \$	28-100															
A407-0001 - TY in International/CS \$5,357,490.00 \$58,357,435.24 \$9.570.00 \$5,357,490.00 \$5,357,435.24 \$9.559.00 \$1.23% \$0.00% \$0		\$500,000.00	\$74,160.23	\$74,160.23	100.00%	100.00%	100.00%	0.00%	0.00%	100.00%	100.00%	100.00%	100.00%	0.00%	0.00%	100.00%
AD0-0021 - ISEN/LETUNIC \$249,250.00 \$80,519.00 \$80,519.00 64.91% 64.91% 40.86% 4	1-02															
A407-0001 - TY Lin International/CCS		\$249,250.00	\$80,519.00	\$80,519.00	64.91%	64.91%	40.86%	40.86%	0.00%	40.86%	64.91%	64.91%	40.86%	40.86%	0.00%	40.86%
AA07-0001-TY Lin International/CCS \$5,357,490.00 \$5,357,435.24 99.36% 29.63% 0.00% 20.13% 17.31% 2.82% 0.00% 20.13% 17.31% 2.82% 0.00%	226-100									1						
AA07-0001-1 - TY Lin International/CCS \$8,654,950.00 \$2,934,113.96 \$1,825,417.64 98.65% 29.59% 0.00% 0		\$5,357,490.00	\$5,357,435.24		99.36%	29.63%	0.00%	20.13%	17.31%	2.82%						
1 02 - Mark Thomas & Company, Inc. \$7,500,000.00 \$6,816,057.71 \$367,641.31 \$1.23% \$2.77% \$0.00% \$15.36% \$10.61% \$4.75% \$90.71% \$18.75% \$0.00% \$1.2.02% \$5.15% \$2.46% \$0.62% \$0.57% \$0.00% \$0.00% \$0.00% \$1.086,301.68		\$8,654,950.00	\$2,934,113.96	\$1,825,417.64	98.65%	29.59%	0.00%	0.00%	0.00%	0.00%	98.94%	28.54%	0.00%	0.00%	0.00%	0.00%
02 - Mark Thomas & Company, Inc. \$7,500,000.00 \$6,816,057.71 \$367,641.31 \$1.23% \$2.77% \$0.00% \$15.36% \$10.61% \$4.75% \$0.01% \$1.875% \$0.00% \$1.02% \$5.15% \$2.75% \$0.00% \$0.00% \$0.00% \$0.00% \$0.00% \$0.00% \$1.086,301.68	AA08-0001															
2 - Kimley-Horn and Associates Inc. \$3,262,000.00 \$1,086,301.68 92.79% 29.46% 0.62% 0.57% 0.00%		\$7,500,000.00	\$6,816,057.71	\$367,641.31	91.23%	32.77%	0.00%	15.36%	10.61%	4.75%	90.71%	18.75%	0.00%	12.02%	5.15%	6.87%
\$3,262,000.00 \$1,086,301.68 92.79% 29.46% 0.62% 0.57% 0.00%																
	MB 240 2 - Kimley-Horn and Associates Inc.	\$3,262,000.00	\$1.086.301.68		1000											

Exempt of Goal Requirements
A05-0040

Page 29

\$49,007,800.23 \$4,097,251.90 92.81% 38.29% 0.70% 26.05% 18.29% 10.58% 93.09% 40.11% 4.71% 9.25%

•	XDCCT XDCCT	1001
L		

Project Number Company							Curren	t Reporting	Current Reporting Period Start Date:	irt Date:	//0	07/01/10	End Date:		12/31/10
	Contract	Total Payment	Payment		Cumulative To	tive To Rep	Reporting End Date	Date			Curi	Current Reporting Period	ing Period		
	Amount	to Date	Current Period	LBE	SLBE	VSLBE	DBE	MBE	WBE	LBE	SLBE	VSLBE	DBE	MBE	WBE
	\$450,000.00	\$438,599.00	\$177,980.00	0.00%	0.00%	0.00%	%00.0	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	%00.0	0.00%
03 03 - ERM-West, Inc.	\$66,233.00	\$49,944.00		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
03 05 - Charles Bailey, Associates	\$104,000.00	\$19,270.00		0.00%	0.00%	0.00%	%00.0	0.00%	0.00%						
03 23 - Colan Real Estate	\$33,120.00	\$28,981.00		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
A06-0041															
03 02 - Jacobs Construction Services	\$6,638.00	\$2,576.00		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
03 03 - Jim L. Iams	\$20,000.00	\$17,122.00		0.00%	%00.0	0.00%	0.00%	0.00%	0.00%						
03 04 - The Allen Group, LLC	\$56,237.00	\$30,259.00		100.00%	100.00%	0.00%	%00.0	0.00%	%00:0						
03 05 - Lea + Elliott, Inc.	\$2,272,705.00	\$2,163,797.00		4.91%	0.74%	0.00%	0.74%	0.74%	0.00%						
03 06 - Earth Tech	\$504,736.00	\$504,736.00		100.00%	%00.0	0.00%	0.00%	0.00%	0.00%						
03 07 - Owen, Wickersham & Wrickson, P.C.	, P.C. \$133,655.00	\$122,502.00		0.00%	%00.0	0.00%	0.00%	0.00%	0.00%						
03 08 - PGH Wong Engineering, Inc.	\$68,906.00	\$59,863.00		0.00%	0.00%	0.00%	0.00%	0.00%	%00.0						
03 09 - Cubic Transportation Systems, Inc.	nc. \$468,565.00	\$343,272.00		1.40%	0.00%	0.00%	0.00%	0.00%	%00.0						
03 10 - Freshfields Bruckhaus Derringer, LLP	r, LLP \$417,016.00	\$274,175.00		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
A05-0005															
07A 01 - Cambridge Systematics	\$4,278,864.00	\$2,574,330.00		81.41%	9.32%	0.00%	16.63%	12.21%	4.41%						
A05-0049															
07B A05-0049 - AC Transit	\$3,010,265.74	\$1,824,375.25	\$6,696.00	15.25%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	%00.0	%00.0	0.00%	0.00%
A04-0045															
08 01 - Gray-Bowen and Co., Inc.	\$150,000.00	\$91,064.15		1.57%	0.00%	0.00%	0.00%	0.00%	%00.0						
08 02 - Wendel, Rosen, Black & Dean	\$58,085.95	\$58,085.95		100.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
08 03 - URS Corporation Americas	\$1,153,374.61	\$980,479.73		100.00%	%00.0	0.00%	0.00%	0.00%	0.00%						
08 04 - Wilbur Smith Associates	\$500,000.00	\$161,032.62	\$67,186.67	0.00%	0.00%	0.00%	%00.0	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	0.00%	0.00%
08 06 - Solem & Associates	\$398,910.00	\$108,476.01		0.00%	%00.0	0.00%	0.00%	0.00%	0.00%						
08 07 - Carter & Burgess, Inc	\$310,000.00	\$301,535.10	\$10,887.23	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	%00.0	0.00%	%00.0	0.00%
08 09 - Dowling Associates, Inc.	\$130,000.00	\$123,576.62	\$18,448.24	100.00%	100.00%	0.00%	0.00%	0.00%	0.00%	100.00%	100.00%	%00.0	0.00%	%00.0	0.00%
08 10 - ESRI, Inc.	\$3,816.73	\$3,816.73		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
08 11 - Alameda Program Managers	\$425,000.00	\$400,843.75	\$39,765.19	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	0.00%
08 12 - S & C Engineers	\$19,909.34	\$19,909.34		100.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
A08-0044															
08 A08-0044 - ACCMA	\$30,926,305.04	\$2,269,141.27	\$1,291,865.23	20.53%	1.79%	0.00%	0.00%	0.00%	0.00%	9.20%	%00.0	0.00%	%00.0	0.00%	0.00%
A08-0003-B															
14B 02 - Dowling Associates, Inc.	\$7,800.00	\$7,800.00		100.00%	100.00%	0.00%	0.00%	0.00%	%00.0						
14B 03 - TY Lin International/CCS	\$135,000.00	\$135,000.00		100.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
24-100															
24 PN61521 - Hulberg and Associates, Inc.	nc. \$5,000.00	\$5,000.00	\$5,000.00	0.00%	0.00%	0.00%	%00.0	0.00%	%00.0	%00.0	%00.0	%00.0	%00.0	%00.0	0.00%
A07-0053															
24 68-0064615 - Stealth Street Partners	\$5,000.00	\$5,000.00	\$5,000.00	%00.0	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	%00.0	%00.0	%00.0	0.00%
25 01 - Parsons Transportation Group	\$617,412.07	\$394.960.62		7.64%	0.00%	0.00%	%00.0	%000	%00.0						
	\$328,000.76	\$313,029.73		77.30%	0.00%	0.00%	0.00%	0.00%	0.00%						
	00'000'6\$	\$1.699.92		%00.0	%00.0	0.00%	%00.0	%00.0	%00.0						
	4														
		637 557 63		\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	\000 O	/0000	\accepta 0	\a000	\0000						

Page 30

Contract Equity Utilization Report

		S	Contract Equity Utilization Report	quity I	Utiliza	ition	Repo	せ				ATT,	ACHI	ATTACHMENT A	<
Reporting Period End Date: 12/31/10							Current	Current Reporting Period Start Date:	Period Sta	rt Date:	07,	07/01/10	End Date:	.e.	12/31/10
Project	Contract	Total Payment	Payment		Cumulat	Cumulative To Reporting End Date	orting End	Date			Cur	rent Repo	Current Reporting Period	р	
Number Company	Amount	to Date	Current Period	LBE	SLBE	VSLBE	DBE	MBE	WBE	LBE	SLBE	VSLBE	DBE	MBE	WBE
9t															
25 02 - Carter & Burgess, Inc	\$30,000.00	\$27,263.23	\$10,447.88	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	%00.0	%00.0	%00.0	%00.0	%00.0
25 03 - HNTB	\$2,592,168.00	\$353,330.71	\$11,021.08	90.32%	0.00%	0.00%	0.00%	0.00%	%00.0	100.00%	%00.0	%00.0	%00.0	0.00%	%00.0
25 04 - PBQD, Inc.	\$1,317,094.00	\$245,017.51	\$73,777.04	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	%00.0	%00.0	%00.0	0.00%	%00.0
25 05 - Hanson, Bridgett, Marcus & Vlahos	\$4,130.98	\$1,320.51	\$867.84	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	0.00%	0.00%	%00.0	0.00%	0.00%
25 06 - SYSTRA	\$86.13	\$86.13		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
25 07 - Rail Surveyors and Engineers, Inc.	\$3,576.00	\$3,576.00		0.00%	0.00%	0.00%	0.00%	0.00%	%00.0						
A08-0048															
26 02 - Kal Krishnan Consulting Services	\$959,875.00	\$876,506.00	\$7,643.00	100.00%	3.55%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%
26 03 - Pillsbury Wintrop Shaw Pittman LLP	\$275,000.00	\$259,892.00	\$92,361.00	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	0.00%	0.00%	%00.0	0.00%	%00.0
26 04 - Wilbur Smith Associates	\$2,300,000.00	\$2,266,090.00	\$454,761.00	7.12%	5.04%	0.00%	0.00%	0.00%	0.00%	%00.0	0.00%	0.00%	%00.0	0.00%	0.00%
26 06 - Nelson/Nygaard Consulting Associates	\$44,492.00	\$18,848.00	\$13,463.00	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	0.00%	%00.0	0.00%	0.00%
26 07 - Donald J. Dean, MCP Environmental Planning	\$96,390.00	\$94,933.00	\$94,933.00	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	%00.0	0.00%
A08-0053															
27B 02 - Kimley-Horn and Associates Inc.	\$553,932.00	\$553,931.09		100.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
27B 03-PG&E	\$92,801.00	\$92,800.95		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
27B 04 - Alameda Program Managers	\$77,748.00	\$77,747.44		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%						
1-02															
ACTIA A09-0016 - Urban Ecology	\$8,811.28	\$8,811.28	\$8,811.28	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	%00.0	0.00%	0.00%
ACTIA A09-012 - ACCMA	\$201,780.00	\$24,527.87	\$24,527.87	100.00%	100.00%	100.00%	0.00%	0.00%	%00.0	100.00%	100.00%	100.00%	%00.0	0.00%	%00.0
ACTIA ACTC A10-0002 - Roberts Consulting Group, Inc.	\$25,000.00	\$25,000.00	\$25,000.00	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	0.00%	%00.0	%00.0	0.00%	%00.0
ACTIA L10-0002 - Moore lacofano Goltsman, Inc.	\$13,700.00	\$13,700.00	\$13,700.00	100.00%	0.00%	0.00%	0.00%	0.00%	0.00%	100.00%	0.00%	%00.0	%00.0	0.00%	%00.0
ACTIA L10-003 - ACCMA	\$25,000.00	\$22,531.88	\$22,531.88	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	0.00%	%00.0
225-200															
MB 225 AA07-XXX2 - EverGreen LandCare Inc.	\$6,880.00	\$5,000.00	\$5,000.00	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	%00.0	%00.0	%00.0	%00.0	0.00%	%00.0
A99-0003															
MB196 A99-0003 - PBQD, Inc. \$7,999,276.00 \$7,569,003.22 \$96,115.30 85.69% Cummant for Drofessional Conjings/Engineering Contracts without Goal Beautiformate (EG detail records)	\$7,999,276.00	\$7,569,003.22	\$96,115.30	85.69%	17.60%	0.00%	10.95%	7.90%	3.06%	72.27%	29.29%	0.00%	29.29%	10.94%	18.34%
Summary for Froressional Services/Engineer	IIIB COIICIACES WI	נווסמר ססמו אבלמו	ובווובוווט (אם מבוש	II I ecol day											
Total		\$26,416,137.26	\$2,577,789.73	53.42%	7.42%	0.09%	4.82%	3.51%	1.31%	14.70%	7.76%	0.95%	1.09%	0.41%	%89.0
Summary for all Professional Services/Engineering Contracts with and without Goal Requirements (71 detail records)	ng Contracts witl	h and without Go	al Requirements	(71 detail re	ecords)										
Total		\$75,423,937.49	\$6,675,041.63	79.02%	27.48%	0.49%	18.61%	13.11%	7.33%	62.82%	25.68%	3.26%	6.10%	3.89%	3.20%
Summary of All Active Contracts with and without Goal Requirements		\$196,401,590.83	\$22,763,344.55	45.67%	13.26%	1.65%	10.10%	7.83%	3.38%	48.91%	15.41%	2.07%	17.43%	16.76%	2.43%

L. Luster & Associates

To:

Arun Goel, Alameda CTC

From:

Joan Fisher, L. Luster & Associates

CC:

Anees Azad, Alameda CTC

Dr. Laura Luster, L. Luster & Associates

Date:

February 7, 2011

RE:

Independent Review of ACTIA Semi-Annual Contract Equity Utilization Report Data

for the period July 1, 2010 through December 31, 2010

L. Luster & Associates (LLA) has reviewed ACTIA payment and vendor data for the period of July 1, 2010 through December 31, 2010 provided by Alameda CTC staff.

LLA conducted a review of the Authority's database, physical contract/agreement files, and responses to vendor questionnaires providing quality control and data integrity for all vendor payments made within the above referenced period.

LLA met with Authority staff and presented its findings. Staff satisfactorily responded to all issues identified and presented.

Having completed the review process, L. Luster & Associates finds no material defects in the ACTIA Semi-Annual Contract Equity Utilization Report Data for the period of July 1, 2010 through December 31, 2010.