

Local Agency DBE Annual Submittal Form (Exhibit 9B)

TO: CALTRANS DISTRICT 3
District Local Assistance Engineer

The information for Exhibit 9-B presented herein, is in accordance with Title 49 of the Code of Federal Regulations (CFR), Part 26, and the State of California Department of Transportation Disadvantaged Business Enterprise (DBE) Program Plan.

The County of El Dorado submits its annual 9-B information for the Federal Fiscal Year 2020/2021, beginning on October 1, 2020 and ending on September 30, 2021.

Disadvantaged Business Enterprise Liaison Officer (DBELO)

Brian Franklin, P.E., 2850 Fairlane Court, Placerville, CA 95667, Phone (530) 621-5311, Fax (530) 626-0387, brian.franklin@edcgov.us, is designated as the DBELO for the coming Federal Fiscal Year.

Planned Race Neutral Measures

Attachment A attached hereto provides the list of the Race Neutral measures the County of El Dorado plans to implement for the upcoming Federal Fiscal Year.

Prompt Pay

Federal regulation (49 CFR 26.29) requires one of three methods be used in federal-aid contracts to ensure prompt and full payment of any retainage kept by the prime contractor or subcontractor to a subcontractor. Attached hereto as Attachment B is a listing of the three methods with the selected provision designated with an "x".

Prompt Pay Enforcement Mechanism

49 CFR, Part 26.29(d) requires providing appropriate means to enforce prompt payment. These means may include appropriate penalties for failure to comply with the terms and conditions of the contract. The means may also provide that any delay or postponement of payment among the parties may take place only for good cause with the local agency's prior written approval. The following monitoring and enforcement mechanism is in place to ensure that all subcontractors, including DBEs, are promptly paid:

In addition to the penalties, sanctions, and other remedies specified in Section 7108.5 of the Business and Profession Code and Section 10262 of the California Public Contract Code, the County of El Dorado has included a contract clause in the special provisions that requires the prime contractors include in their subcontracts language that prime contractors and subcontractors will use appropriate alternative dispute resolution mechanisms to resolve payment disputes.

Submitted by:

COUNTY OF EL DORADO

By: B. K. Vulp

Dated: 6/23/2020

Board of Supervisors
"County"

Attest:

Kim Dawson

Clerk of the Board of Supervisors

By: Jaketha Smith
Deputy Clerk

Dated: 6/23/2020

CALIFORNIA DEPARTMENT OF TRANSPORTATION

Reviewed by Caltrans:

By: James P. Day For:
District Local Assistance Engineer, District 3

Dated: 7/2/2020