## BEFORE THE FRESNO COUNCIL OF GOVERNMENTS RESOLUTION NO. 2016-12

In the Matter of:  Disadvantaged Business Enterprise Goals  Output  Disadvantaged Business  Disadvantaged Business  Disadvantaged Business  Disadvantaged Business  Disadvantaged Business	RESOLUTION ADOPTING THE COG DISADVANTAGED BUSINESS ENTERPRISE GOALS
WHEREAS, the Fresno Council of Governments (COG) has been designated the Regional Transportation Planning Agency (RTPA) for Fresno County by the Secretary of the Business and Transportation Agency pursuant to Section 29532 of the California Code of Regulations (as amended by AB 402, 1977); and acting as the Metropolitan Planning Agency (MPO) (Federal Highway Act of 1974 and the Urban Mass Transportation Act of 1964, as amended, pursuant to the joint regulations-Code of Federal Regulations, Title 26, Part 450; Title 49, Part 613); and	
WHEREAS, the COG is a recipient of Federal financial	assistance; and
WHEREAS, the COG, as a condition of grant award, is required to adopt a goal for disadvantaged enterprise (DBE) participation in COG awarded contracts where federal financial assistance is provided pursuant to Code of Federal Regulations, Title 49, Part 26, as amended; and  WHEREAS, the Federal Transit Administration requires adoption of a three year DBE goal setting program, to be adjusted on an annual basis to reflect changes in participation rates, and  WHEREAS, the COG acknowledges the National Aspiration Goal of 10% and expects to at a minimum, meet the National Aspiration Goal using Race Neutral Measures, and  WHEREAS, a State Department of Transportation revealed statistically significant underutilization in six groups, African American, Asian Pacific American, Native American, Women, Hispanic Males, and Subcontinent Asian Males to be included in race conscious goal setting methodology, and  WHEREAS, COG reserves the right to use Race Neutral and Race Conscious Measures to meet DBE goals per the State Department of Transportation's evidence of discrimination, and proposes adjusting the 2015/16-2017/18 DBE Goal at 14.38% to be met with some combination of Race Conscious or Race Neutral means, and  WHEREAS, COG updates the goal annually to reflect changes in participation rates, and	
<b>NOW, THEREFORE, BE IT RESOLVED,</b> that the COG adjust the 2015-16 through 2017-18 DBE goal at 14.38% to be applied in federally assisted contract awards.	
<b>THE FOREGOING RESOLUTION</b> was passed and adopted by the Fresno Council of Governments this 30 <sup>th</sup> day of June, 2016.	
AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
ATTEST:	Signed: Amarpreet Dhaliwal, Chairman
I hereby certify that the foregoing is a true copy of a resolution of the Fresno Council of Governments duly adopted at a regular meeting thereof held on the 25th day of June, 2015.	
Signed:	

Tony Boren, Executive Director