



EAST BAY MUNICIPAL UTILITY DISTRICT CONTRACT EQUITY (CE) PROGRAM – *General Information*

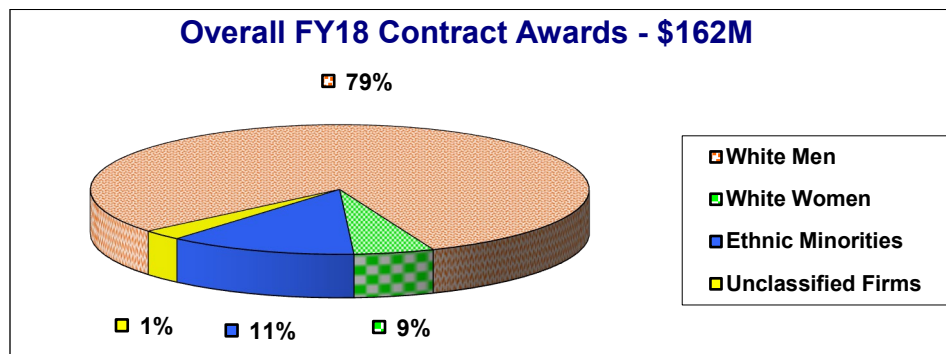
PROGRAM OVERVIEW

- ◆ A Small Business Enterprise (SBE) component which includes:
 - A goal of awarding fifty percent (50%) of all annual contracts \leq \$80,000 to SBEs;
 - Set aside at least 25% of all annual contracts \leq \$80,000 for SBEs excluding purchases made with purchase cards;
 - A 7% bid discount (not to exceed \$150,000 per year for responsive/responsible SBEs);
 - Disabled Veteran Business Enterprise.
- ◆ Three Availability Groups: White Men-Owned Businesses, White Women-Owned Businesses, and Ethnic Minority-Owned Businesses (both men and women)
- ◆ Four Contracting Categories: Construction, Professional Services, General Services, and Materials & Supplies
- ◆ Contracting Objectives: **Minimum level** of expected contract participation in a nondiscriminatory environment for the applicable availability group for each contracting category. See Table below:

CONTRACTING OBJECTIVES				
AVAILABILITY GROUP	CONTRACTING CATEGORIES			
	CONSTRUCTION	PROFESSIONAL SERVICES	GENERAL SERVICES	MATERIALS & SUPPLIES
White Men	25%	25%	25%	25%
White Women	9%	6%	6%	2%
Ethnic Minorities (both men and women)	25%	25%	25%	25%

- ◆ Ten Good Faith Outreach Efforts from the State of California's Public Contract Code 2000
- ◆ Encouragement of Local Businesses' participation on all contracts
- ◆ On targeted construction projects, good faith goals of 50 percent for local residents with 30 percent being from the county(ies) directly impacted by the project
- ◆ Under limited circumstances, at the discretion of the Contract Equity Administrator, and upon written request by the bidder/proposer, a waiver of the Good Faith Outreach Efforts requirements may be granted.
- ◆ Denial of Contract Award for noncompliance with the CE Program

CONTRACT DISTRIBUTION (FY18) - Excludes awards to government agencies, nonprofit organizations, publicly held corporations, foreign-owned and sole source awards



KEY DEFINITIONS

Disabled Veteran Business Enterprise: *An independent business that is at least 51% owned and operated by one or more disabled veteran(s) who are citizens or lawful permanent residents of the United States and meets all the following:*

- A veteran of the U.S. military, naval, or air service;
- The veteran must have a service-connected disability of at least 10% or more; and
- The veteran must reside in California.

Independent Business: *A business that is not inextricably associated with another firm through ownership, affiliation, or sharing of employees, facilities, profits, and losses.*

Control: *There are two aspects of control: operational and managerial. Under operational control, the owner with 51% or more control must show that he or she independently makes or controls the basic decisions in daily operations. To determine managerial control, the owner must demonstrate that he or she makes independent and unilateral business decisions that guide the future and destiny of payroll checks, letters of credit, contractual matters, banking services, and other such agreements.*

Ethnic Minority-Owned Business: *An independent business that is at least 51% owned, operated, and controlled by one or more ethnic minority men and/or ethnic minority women who are citizens or lawful permanent residents of the United States for purposes of this program. Ethnic minorities are defined as:*

- Black/African American
- Hispanic/Latin American
- Asian/Pacific Island American
- Asian-Indian American
- Native American

Local Business: *A business located in Alameda, Contra Costa, San Joaquin, Calaveras, Amador, and other counties directly impacted by District contracts and/or operations.*

Local Resident: *An individual employee who resides in Alameda, Contra Costa, San Joaquin, Calaveras, or Amador County or in any county(ies) directly impacted by this EBMUD project.*

Small Business (SB): *A business with 100 or fewer employees; an average annual gross receipts of \$15 million or less, over the last three tax year; a manufacturer with 100 or fewer employees; or a Disabled Veteran Business Enterprise.*

Small Business-Public Works (SB-PW): *A business/manufacturer with 200 or fewer employees and average \$36 million or less in gross annual receipts over the last three tax years; applicable only on Public Works projects.*

White Men-Owned Business: *An independent business that is at least 51% owned, operated, and controlled by one or more **non-ethnic minority** men who are citizens or lawful permanent residents of the United States.*

White Women-Owned Business: *An independent business that is at least 51% owned, operated, and controlled by one or more **non-ethnic minority** women who are citizens or lawful permanent residents of the United States.*

For additional information, contact: East Bay Municipal Utility District's CE Office, MS #800; 375 – 11th Street, (P. O. Box 24055), Oakland, CA 94607-4240 (94623-1055); (510) 287-0114; email: contract.equity@ebmud.com; website: <http://www.ebmud.com/business-center/contract-equity-program/>

ONLINE REGISTRATION

- ◆ Go to www.ebmud.com, navigate to **Business Center** and select **Vendor login**; create an EBMUD ID & password; await an email with a link to validate your account.
- ◆ For additional assistance, call the Purchasing Division at (510) 287-0454 or email purchase@ebmud.com.