

## DEOD SUMMARY

GAMES MULTIMODAL INFRASTRUCTURE PROJECT – CM/GC  
PS140991000**A. Small Business Participation**

The U.S. Department of Transportation (USDOT) has issued an Interim Final Rule (IFR) that makes changes to the DBE Program, including suspension of DBE goals, counting of DBE participation, and enforcement effective October 3, 2025. For Phase 1 Work, the Disadvantaged Business Enterprise (DBE) goal is 0% of the Phase 1 contract price. While the DBE commitment is not a factor in the staff recommendation, there are two certified small businesses listed to participate in Phase 1 of this contract.

**B. Local Small Business Enterprise (LSBE) Preference**

The LSBE preference is not applicable to federally funded procurements. Federal law (49 CFR § 661.21) prohibits the use of local procurement preferences on FTA-funded projects.

**C. Small Business Engagement Outreach Plan (EOP)**

Proposers were required to submit, with its proposal, an Engagement and Outreach Plan (EOP). ACJV submitted an EOP, as a part of its Project Approach, describing its plan for engagement and outreach to the small business community on contracting opportunities for all phases of the Work.

**D. Contracting Outreach and Mentoring Plan (COMP)**

The Contractor Outreach and Mentoring Plan (COMP) is not applicable to Phase 1 work. However, for Phase 2 Work (including any Works Packages valued at \$25 Million or more), ACJV will be required to mentor at least four (4) certified small business firms for protégé development, in accordance with the terms of the Contract.

**E. Living Wage Service Contract Worker Retention Policy Applicability**

The Living Wage and Service Contract Worker Retention Policy is not applicable to this contract.

**F. Prevailing Wage Applicability**

Prevailing Wage requirements are applicable to this project. DEOD will monitor contractors' compliance with the State of California Department of Industrial

Relations (DIR), California Labor Code, and, if federally funded, the U S Department of Labor (DOL) Davis Bacon and Related Acts (DBRA).

**G. Project Labor Agreement/Construction Careers Policy (PLA/CCP)**

The Project Labor Agreement/Construction Careers Policy (PLA/CCP) does not apply to the Phase 1 pre-construction and design portion of the contract. However, it will apply to any Work Package(s) issued during Phase 1 and Phase 2 construction work that exceeds \$2.5 million. The Contractor shall comply with Metro’s Local Targeted Hiring goals in effect at the time of award.

Federally Funded Projects		
Extremely / Economically Disadvantaged Worker Goal	Apprentice Worker Goal	Disadvantaged Worker Goal
<b>40%</b>	<b>20%</b>	<b>10%</b>

Compliance shall be reported and monitored in accordance with Metro’s established PLA/CCP reporting and compliance procedures.

**H. Manufacturing Careers Policy**

The Manufacturing Careers Policy (MCP) does not apply to this contract. The MCP is required on Metro's Rolling Stock RFPs, with an Independent Cost Estimate of at least \$50 million.