

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

POLICIES

ARTICLE 5 - CONTRACTING AND DEBARMENT

PART 5.1 - EQUAL OPPORTUNITY

SECTION 5.11 - EQUAL OPPORTUNITY CONTRACTING POLICY

PURPOSE: To establish a policy statement of the Board of Directors (“**Board**”) of the San Diego County Regional Airport Authority (“**Authority**”) to ensure that all businesses, including Disadvantaged Business Enterprises (“**DBEs**”), and Airport Concessions Disadvantaged Business Enterprises (“**ACDBEs**”) shall have the maximum opportunity to participate in the performance of all Authority and Department of Transportation (“**DOT**”) assisted contracts and leasing opportunities.

POLICY STATEMENT:

Definitions:

- (1) Airport Concession Disadvantaged Business Enterprise – as defined in 49 CFR Part 23
- (2) Disadvantaged Business Enterprise- as defined by 49 CFR Part 26.
- (3) It is the policy of the Authority that all DBEs and ACDBEs be provided equal access to participate in the performance of all Authority and in DOT-assisted contract and leasing opportunities.
- (4) The Authority further has committed to take all necessary and reasonable steps to increase its utilization of DBEs or ACDBEs to the extent feasible and legally permissible. It is also the Authority’s policy to prohibit discrimination against any person because of race, color, religion, sex, national origin, ancestry, physical or mental disability, veteran status, medical condition, marital status, age (40 years and older), sexual orientation, pregnancy or other non-job related criteria, in the award or performance of Authority and DOT-assisted contracts or leases.
- (5) The Authority will create a level playing field on which DBEs and ACDBEs can compete fairly for Authority and DOT-assisted contracts and ensure that the DBE and ACDBE programs are narrowly tailored in accordance with applicable law. The Authority will strive to ensure that only firms that fully meet 49 CFR Part 23 and 26 eligibility standards are permitted to participate as DBEs and ACDBEs. This policy will help remove barriers to the participation of DBEs and ACDBEs in Authority and DOT-assisted contracts and assist in the development of firms to compete successfully in the marketplace outside the DBE and ACDBE program.

(6) The Authority will take such action as may be necessary to ensure that, to the maximum extent practicable and allowed by law, at least 10% of all businesses at the airport(s) under the Authority's control that sell food, beverages, printed materials or other consumer products to the public, are small business concerns (as defined by the U.S. Secretary of Transportation by regulation), owned and controlled by socially and economically disadvantaged individuals.

(7) The Manager of Small Business Development shall be designated as the DBE Liaison Officer (DBELO) and shall have unimpeded access to the President/Chief Executive Officer of the Authority regarding DBE matters. The DBELO shall be responsible for implementation of the Authority's DBE program and ensuring that the Authority's employees, agents, lessees and contractors adhere to the provisions of the DBE program. Implementation of the DBE program is accorded the same priority as compliance with all other legal obligations incurred by the Authority.

[Amended by Resolution No. 2019-0004 dated January 3, 2019.]
[Amended by Resolution No. 2011-0011 dated January 6, 2011.]
[Adopted by Resolution No. 2002-02 dated September 20, 2002.]