First 12/21/2016
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State Funded Projects

Small, Veteran, and Disadvantaged Business Special Provision

(SVDBE)

I. General Description

Subcontract a portion of the work to firms designated by the Department as Small, Veterans, or Disadvantaged Business Enterprise.

A Small, Veteran, and Disadvantaged Business Enterprise (SVDBE) Goal is specified in certain contracts funded through the Georgia Transportation Act of 2015. A portion of the project goal, not greater than 50% of the specified Goal, may be achieved through the use of Small and/or Veteran owned businesses. The entire goal may be met through the use of GDOT approved DBEs.

II. SVDBE Directories

- Small Business entities are those firms identified as such in the Georgia Procurement Registry at the time of the bid submission.
- Veteran Owned firms are those firms identified by the U.S. Department of Veteran Affairs at the time of the bid submission.
- DBE firms are those identified by the Georgia Department of Transportation's Unified Certification Program at the time of the bid submission.

III. Bid Proposal Submittals

The Department reserves the right to reject and disqualify any Proposal if the apparent low bidder fails to provide a list of bona fide SVDBE participants within 7 calendar days after the bid letting date. The submission shall provide participation meeting at least the established goal.

The Department may consider for award a proposal with less participation than the established goal if both:

- The bidder can demonstrate that no greater participation could be obtained and;
- The participation proposed by the low bidder is not substantially less than the participation proposed by the other bidders on the same contract.

Contractor(s) demonstrating good business judgment shall consider a number of factors in negotiating with SVDBEs, and shall take a firm's price and capabilities as well as contract goals into consideration. The fact there may be some additional costs involved in finding and using SVDBEs is not in itself sufficient reason for a bidder's failure to meet the contract SVDBE goal, so long as such costs are reasonable.

Contractors are not required to accept higher quotes from a SVDBE if the price difference is excessive or unreasonable. The ability or desire of a Contractor to perform the work of a contract with its own organization does not relieve the Contractor of the responsibility to make good faith efforts.

Issuance of the Notice to Proceed does not approve the individual SVDBE firms. Department reserves the right to approve or disapprove a SVDBE firm after review of the SVDBE firm and contract agreements. SVDBE firms must be Registered or Prequalified with the Georgia Department of Transportation to perform work on projects unless otherwise stated in Specification Section 108.

IV. Participation Requirements

Submit a "SVDBE Participation Report" monthly to the Department's Engineer. The report shall include the following:

1) Name of each firm participating in the contract.

2) Designation of the participating firm/s as DBE, Small Business or Veteran Owned firm.

3) Description of the work to be performed, materials, supplies, and/or services provided by each SVDBE.

4) Whether each SVDBE is a supplier, subcontractor, owner/operator, or other.

5) Dollar value of each SVDBE subcontract or supply agreement.

6) Actual payment to date of each SVDBE participating in the contract.

V. Measurement

Copy of the SVBE Report shall be transmitted promptly to the Engineer. Failure to submit the report within 30 calendar days following the end of the month may cause payment to the contractor to be withheld.

To substitute a SVDBE listed in the SVDBE plan, take a11 reasonable efforts to replace a SVDBE Subcontractor with another SVDBE. Send all removal and replacement requests to the Department for approval prior to the substituted firm beginning work.

Actively demonstrate Good Faith Efforts in meeting the Goal throughout the contract time. Good Faith Efforts may be actions taken to assist interested SVDBEs in obtaining bonding, lines of credit, or insurance as required by the contractor, actions taken to assist interested SVDBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, and/or using the services available from minority/women centered community organizations; Contractors' groups; local, state, and Office of EEO Supportive Services Staff; and other organizations as allowed on a case-by-case basis to provide assistance in the recruitment and placement of SVDBEs.

VI. Payment

Issuance of the Contract Award and/or Notice to Proceed does not approve the individual SVDBE firms. Payment to the Contractor under the contract may be withheld until final approval of the listed SVDBE is granted by the Department through the subcontract approval process.

Progress Payments for any work performed may be withheld to a Contractor found to be in noncompliance with this provision, until corrective action is taken.

Questions concerning DBE Certification/Criteria or other small or veteran owned business issues should be directed to the EEO Office at (404) 631-1972.