

**PARTICIPATION BY
WOMEN AND MINORITY-OWNED BUSINESSES**

Policy Code:

9125

The board affirms the State's commitment to encourage participation of minority-owned and female owned businesses in the school district's construction contracts.

After notice and public hearing, the board has adopted the following verifiable percentage goals for participation in the school district's contracts by historically underutilized businesses:

One percent (1%) participation by minority-owned and female-owned businesses in the total value of work for each building project involving erection, construction, alteration or repair for which the cost exceeds \$100,000.00.

SCHOOL DISTRICT GOOD FAITH EFFORTS

The board has adopted the following guidelines to ensure that the school district will make good faith efforts to reach diverse contractors and to encourage participation in the school district's construction contracts by such contractors. The school district will:

- make information about the school district's formal and informal bidding process readily available.
- advertise for bids in media that reaches minority businesses.
- ensure access to building documents needed for making bids on projects.
- encourage businesses experiencing difficulty in meeting the bonding, licensing and bid deposits required by state law in larger construction projects to utilize resources and assistance offered by local, state and federal agencies.

GOOD FAITH EFFORTS REQUIRED BY CONTRACTORS

All bidders on major school construction and renovation projects who intend to subcontract any part of the project must provide written assurances that a good faith effort has been made in preparing the bid to meet the board of education's verifiable goal for participation by minority-owned and female-owned businesses.

The failure to make a good faith effort to meet the board's goal may result in the bid being considered non-responsive and being rejected.

The superintendent will establish administrative procedures to verify qualified businesses and good faith efforts by bidders.

Legal References: City of Richmond v. J.A. Croson Co., 488 U.S. 469 (1989); G.S. 143-128

Cross References:

Adopted: February 11, 1999