



Broward County

Legislation Text

File #: 21-2304, Version: 1

Broward County Commission Regular Meeting

Director's Name: Mark Gale

Department: Aviation

Division: Finance

Information

Requested Action

MOTION TO APPROVE Concessions Rent Relief Airport Rescue Grant Agreement No. 3-12-0025-096-2022, in the amount of \$15,378,537, for economic relief from rent and minimum annual guarantees at Broward County's Fort Lauderdale-Hollywood International Airport; to authorize the County Administrator to take the necessary administrative and budgetary actions to authorize the Director of Aviation to execute the agreement and approve any non-monetary amendments to the agreement, subject to the Office of the County Attorney approval as to legal sufficiency.

Why Action is Necessary

Broward County Board of County Commissioners' ("Board") approval is required to execute a Concessions Rent Relief Airport Rescue Grant Agreement ("Grant") with the Federal Aviation Administration ("FAA").

What Action Accomplishes

Allows the Board to approve the FAA Grant, authorize the Director of Aviation to execute the FAA Grant agreement, and accept Federal grant funding for economic relief for the Fort Lauderdale-Hollywood International Airport ("FLL") in response to the COVID-19 pandemic.

Is this Action Goal Related

No

Previous Action Taken

None.

Summary Explanation/Background

THE AVIATION DEPARTMENT RECOMMENDS APPROVAL OF THE ABOVE MOTION.

This action allows Broward County ("County") to accept Federal grant funds associated with the American Rescue Plan Act of 2021 ("ARPA").

On March 11, 2021, the President signed ARPA (Public Law 117-2) in response to the COVID-19 pandemic. Section 7102 of ARPA provides economic relief from rent and minimum annual guarantees ("MAG") for eligible in-terminal airport concessions. FLL was allotted a total of \$15,378,537 for in-terminal concession relief. The funds are to be divided as follows: \$3,075,707 for small in-terminal airport concessions and \$12,302,830 for large in-terminal airport concessions. FAA's guidelines define small airport concessions as either a "small business with maximum gross receipts,

averaged over previous three fiscal years, of less than \$56,420,000 or a joint venture,” while large airport concessions are defined as having “gross receipts, averaged over previous three fiscal years, of more than \$56,420,000”. The relief provided to eligible FLL concessionaires must reflect their proportional share of the total amount of rent and MAG of all eligible airport concessions. In addition, each concessionaire that is provided with relief with these Federal funds shall certify that it did not apply for a covered loan or second relief for rent or MAG costs. There is no required local match as these funds are assigned to provide economic relief to airports.

The Office of the County Attorney has reviewed the document, approved it as to form, and will sign after the Director of Aviation signs.

This Grant Agreement does not include the County's standard agreement provisions because the FAA requires the County to use its standard Grant Agreement.

Source of Additional Information

Mark E. Gale, A.A.E., CEO/Director, Aviation Department, (954) 359-6199

Fiscal Impact

Fiscal Impact/Cost Summary

Grant revenue proceeds will be recorded in FLL's Operating Fund, 40100.