



# Broward County

## Legislation Text

File #: 21-827, Version: 1

### **Broward County Commission Regular Meeting**

**Director's Name:** Mark Gale

**Department:** Aviation

**Division:** Capital Development

### Information

#### Requested Action

MOTION TO APPROVE Tenth Amendment to the deliberately phased Agreement between Broward County and The Urban Group, Inc., Agreement No. 20041118-0-AV 01, to provide continued consultant services for the Noise Mitigation Program Assistance at Broward County's Fort Lauderdale-Hollywood International Airport, extending the term of the Agreement through July 26, 2022, with no change to the not-to-exceed amount of \$39,564,949; and authorize the Mayor and Clerk to execute.

#### Why Action is Necessary

In accordance with the Broward County Procurement Code, Section 21.47, any changes, including amendments to agreements, must be approved by the appropriate award authority, based on the amendment amount.

#### What Action Accomplishes

Extends the term of the Agreement between Broward County ("County") and The Urban Group, Inc. ("TUG") for Consultant Services for the Noise Mitigation Program Assistance at Fort Lauderdale-Hollywood International Airport ("FLL") through July 26, 2022, to administer completion of construction and services through the remaining warranty period at FLL.

#### Is this Action Goal Related

No

#### Previous Action Taken

None.

#### Summary Explanation/Background

THE AVIATION DEPARTMENT RECOMMENDS APPROVAL OF THE ABOVE MOTION.

This action extends the term of the Agreement between the County and TUG through July 26, 2022, to continue providing consultant services for the Noise Mitigation Program Assistance at FLL and to administer completion of construction and services through the remaining warranty period.

The Office of Economic and Small Business Development ("OESBD") established a Disadvantaged Business Enterprise ("DBE") goal of 20% for this project. TUG committed to 34.53% DBE participation. To date, TUG has been paid \$37,954,016 and has paid DBE firms \$13,224,774 for 34.84% participation (Exhibit 2).

On November 21, 2006 (Item No. 2), the Broward County Board of County Commissioners (“Board”) approved the deliberately phased Agreement between the County and TUG for the Noise Mitigation Program Assistance for an initial three-year term effective November 27, 2006, with two additional one-year renewal options, for a maximum not-to-exceed amount of \$280,203 (“Agreement”). Due to the ongoing environmental impact statement at that time, the Agreement was divided into three phases. Additional information on the Agreement and subsequent actions is included in Exhibit 3.

TUG provides consultant services, including design and construction administration for the Residential Sound Insulation (“RSI”) program, which delivers sound improvements to residential homes impacted by noise levels from the South Runway expansion at FLL. Phases I and II of the Agreement have been completed.

There are 1,224 homes participating in the RSI program. As of October 2019, sound insulation improvements for 1,189 homes have been completed with the exception of one multi-family building consisting of 35 units. In December 2020, 17 units of the multi-family building were completed. There are 18 remaining units, which cannot be completed due to structural deficiencies and necessary repairs that must be corrected by the owner of the multi-family building (“Owner”). The RSI program is committed to working with the Owner to provide additional time so that the repairs can be completed and construction can be rescheduled. Additionally, continued consultant services are needed which will complete Phase III of the Agreement, allowing for successful completion of the RSI program.

Approval of the proposed Tenth Amendment provides for continued consultant services during Phase III of construction, and extends the term of the Agreement through July 26, 2022, with no change to the not-to-exceed amount of \$39,564,949.

The proposed Tenth Amendment has been reviewed and approved as to form by the Office of the County Attorney.

**Source of Additional Information**

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

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

There is no fiscal impact associated with the proposed Tenth Amendment as there is no change to the Agreement amount.