



# Broward County

## Legislation Text

---

File #: 21-159, Version: 1

---

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

**Director's Name:** Mark Gale

**Department:** Aviation

**Division:** Choose a Division.

### **Information**

#### **Requested Action**

**MOTION TO APPROVE** First Amendment to the Agreement between Broward County and Environmental Science Associates Corporation, Agreement No. R1330212P1, FAR Part 150 Noise Compatibility Planning, to provide continued consultant services at Broward County's Fort Lauderdale-Hollywood International Airport, to add an additional one-year renewal period, extending the term of the Agreement through April 11, 2022, authorizing the Director of Aviation to execute this option to renew, and to reallocate \$81,826 from reimbursable expenses to basic services, with no change to the total maximum not-to-exceed Agreement amount of \$2,500,000; and authorize the Mayor and Clerk to execute.

#### **Why Action is Necessary**

In accordance with the Broward County Procurement Code, Section 21.94.a, any changes, including amendments to agreements, must be approved by the appropriate award authority, based on the amendment amount.

#### **What Action Accomplishes**

Amends the current Agreement between Broward County ("County") and Environmental Science Associates Corporation ("ESA"), to add an additional one-year renewal period through April 11, 2022, and reallocate \$81,826 from reimbursable expenses to basic services, for continued consultant services at Broward County's Fort Lauderdale-Hollywood International Airport ("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 amends the current Agreement between the County and ESA, to add an additional one-year renewal period through April 11, 2022, and reallocate \$81,826 from reimbursable expenses to basic services, for continued consultant services at FLL.

The Office of Economic and Small Business Development ("OESBD") established a Disadvantaged

Business Enterprise (“DBE”) goal of 16% for this project. ESA committed to 16% DBE participation. To date, ESA has been paid \$1,689,124 and has paid DBE firms \$245,859 for 14.56% participation (Exhibit 3). ESA anticipates being able to meet its overall participation commitment of 16% upon completion of this project.

On April 12, 2016 (Item No. 17), the Broward County Board of County Commissioners (“Board”) approved the Agreement between the County and ESA for Federal Aviation Regulation (“FAR”) Part 150 Noise Compatibility Planning Consulting Services, in the total maximum not-to-exceed amount of \$2,500,000, which included a lump sum amount of \$2,127,425 for basic services, a not-to-exceed amount of \$193,953 for reimbursable expenses and \$178,622 for optional services. The Agreement was for an initial three-year term with two one-year renewals and currently expires on April 11, 2021.

The proposed First Amendment provides for continued specialized aviation services to assist the Broward County Aviation Department (“BCAD”) in completing a FAR Part 150 Noise Compatibility study, currently in process for FLL. The services include analyzing existing and future noise exposure, identifying compatible and non-compatible land uses surrounding FLL, and preparation of recommended noise compatibility planning and implementation programs for the surrounding communities, consistent with the Board’s policy directives and the Federal Aviation Administration (“FAA”) requirements for the FAR Part 150 process.

The FAR Part 150 Noise Compatibility study consists of two major elements: the Noise Exposure Map (“NEM”) Report, which depicts aircraft sound exposure levels; and the Noise Compatibility Program (“NCP”). Due to the COVID-19 pandemic, the timeline for the public hearings and outreach for the NCP phase was deferred and will change to virtual public hearings and outreach, which are now planned for the second Quarter of 2021. Once the outreach efforts are completed, public comments will be documented and addressed, and the NCP will be finalized and submitted to the FAA for review and formal action.

Approval of the proposed First Amendment adds an additional one-year renewal period to the Agreement, which extends the term of the Agreement through April 11, 2022, authorizes the Director of Aviation to exercise this option to renew by written notice of renewal to ESA, and reallocates \$81,826 from reimbursable expenses to basic services, with no change to the total maximum not-to-exceed Agreement amount to \$2,500,000.

The proposed First 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, (954) 359-6199

#### **Fiscal Impact**

##### **Fiscal Impact/Cost Summary**

There is no fiscal impact associated with the proposed First Amendment as there is no change to the total maximum not-to-exceed Agreement amount.