ITEM #27-A

ADDITIONAL MATERIAL

REGULAR MEETING

MAY 6, 2025

SUBMITTED AT THE REQUEST OF

PURCHASING DIVISION

Finance and Administrative Services Department
PURCHASING DIVISION
115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6066 • FAX 954-357-8535

MEMORANDUM

DATE: May 2, 2025

TO: Board of County Commissioners

THRU: Stephen Farmer, Deputy Chief Financial Officer

Digitally signed by STEPHEN FARMER
Date: 2025.05.02 12:32:03 -04'00'

FROM: Robert E. Gleason, Director
Purchasing Division

Constance Mangan, Asst. Director, on behalf of

Digitally signed by Constance Mangan, Asst. Director, on behalf of
Date: 2025.05.02 10:36:07 -04'00'

SUBJECT: May 6, 2025 – Commission Meeting – Agenda Item No. 27
Motion to Approve Agreement between Broward County and Gannett Fleming, Inc., for Consultant Services for the Airport Seaport Convention Center Transportation PD&E Study, Request for Proposals (RFP) No. TRN2128229P1, for the Transportation Department

Summary Explanation/Background:
The following information is modified in the Summary Explanation/Background for above referenced agenda item: (~~strikethrough~~ removed; **bold underlined** added):

The Office of Economic and Small Business Development (OESBD) **determined that Disadvantaged Business Enterprise (DBE) participation can be achieved through race-neutral methods. Therefore, this project will not include race-conscious contract goals.** ~~established a Disadvantage Business Enterprises (DBE) goal of 30% for this Agreement. Gannett Fleming, Inc. committed to 31.50% DBE participation, which has been reviewed and approved by OESBD (Exhibit 2).~~ The OESBD determined that this Agreement is not subject to the Workforce Investment Program **(Exhibit 2)**.

Exhibit 1 - Page 17 is modified and replaced in its entirety by the attached replacement page 17.

Exhibit 2 is replaced in its entirety by the attached replacement Exhibit 2.

Attachments

REG/sl/wjp/sl

c: Monica Cepero, County Administrator
Kimm Campbell, Deputy County Administrator
Andrew J. Meyers, County Attorney
Robert Melton, County Auditor
Constance Mangan, Assistant Director, Purchasing Division
Coree Cuff Lonergan, Director, Transportation Department

10.3. Disadvantaged Business Enterprises. County's payments to Consultant for Services provided by Consultant pursuant to this Agreement are subject to potential reimbursement, in whole or in part, by the Federal Transit Administration, and so may be subject to the requirements of 49 C.F.R. Part 26, as amended, pertaining to Disadvantaged Business Enterprises, the implementing rules of the funding agency, and the Broward County Disadvantaged Business Enterprise Program. This contract does not contain a race-conscious DBE goal. Based on the availability of DBEs to perform subcontracted work associated with the Services, it is anticipated that up to thirty percent (30%) DBE participation may be achieved by the DBEs identified in Exhibit F, without the need for a race-conscious goal.

10.3.1. The objective of the County's DBE program is, among other things, to ensure nondiscrimination in the award and administration of DOT-assisted contracts in highway, transit, and airport financial assistance programs, as set forth in 49 C.F.R. § 26.1. As required by 49 C.F.R. § 26.13(a), County shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements 49 CFR Part 26. County's DBE program, as required by 49 C.F.R. Part 26 and as approved by the Department of Transportation, is incorporated by reference in this Agreement.

10.3.2. As required by 49 C.F.R. § 26.13(b), Contractor, subrecipient, or Subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. Contractor shall carry out applicable requirements of 49 C.F.R. Part 26 in the award and administration of DOT-assisted contracts. Failure by Contractor to carry out these requirements is a material breach of this Agreement, which may result in the termination of this contract or such other remedy as the recipient deems appropriate, which may include, but is not limited to:

(1) Withholding monthly progress payments;

(2) Assessing sanctions;

(3) Liquidated damages; and/or

(4) Disqualifying the contractor from future bidding as non-responsible.

ARTICLE 11. MISCELLANEOUS

11.1. Contract Administrator Authority. The Contract Administrator is authorized to coordinate and communicate with Consultant to manage and supervise the performance of this Agreement. Consultant acknowledges that the Contract Administrator has no authority to make changes that would increase, decrease, or otherwise materially modify the Services except as expressly set forth in this Agreement or, to the extent applicable, in the Broward County Procurement Code. Unless expressly stated otherwise in this Agreement or otherwise set forth in the Code or the Broward County Administrative Code, the Contract Administrator or designee may exercise

OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT
Governmental Center Annex
115 S. Andrews Avenue, Room A680 • Fort Lauderdale, Florida 33301 • 954-357-6400

MEMORANDUM

DATE: April 30, 2025

TO: Anna Bielawska, Senior Program/Project Coordinator
Transportation Department – Capital Programs

THRU: Sandy-Michael McDonald, Director
Office of Economic and Small Business Development

SANDY-MICHAEL MCDONALD Digitally signed by SANDY-MICHAEL MCDONALD Date: 2025.04.30 13:58:31 -04'00'

FROM: Donna-Ann Knapp, Small Business Development Manager
Office of Economic and Small Business Development

DONNA-ANN KNAPP Digitally signed by DONNA-ANN KNAPP Date: 2025.04.30 08:50:39 -04'00'

SUBJECT: DBE Goal for Airport Seaport Convention Center Rail Project Development & Environmental Study - **FTA**

This memorandum supersedes the previous memorandum dated June 13, 2024.

The Office of Economic and Small Business Development has determined that Disadvantaged Business Enterprise (DBE) participation can be achieved through race-neutral methods. Therefore, this project will not include race-conscious contract goals.

Estimated Federal Assistance: **50%** USDOT FTA

NAICS Codes: 541611, 237990, 238210, 541310, 541620, 541360, 541820, 541330

Scope of Services: Professional Planning Services, Risk Management, Structural & Civil Engineering, Project Controls, Construction Engineering Services, Electrical & Power Engineering, Architect/Architecture, Environmental Engineering/Geotechnical Services, Scheduling/Surveying Services, Public Relations, Systems Engineering/Traffic Engineering

The above assigned goal for the Disadvantaged Business Enterprises is based on our examination of the scopes of work and estimates as submitted to the Office of Economic and Small Business Development by the Using Agency.

This contract is not subject to the Broward County Workforce Investment Program.

This contract is not subject to the Broward County Construction Apprenticeship Program.

If you have any questions or concerns regarding this assignment, please contact our office at (954) 357-6400.

cc: Maribel Feliciano, Assistant Director, OESBD
Yaneek Page, Small Business Development Specialist, Broward County Transportation Department