



SAN DIEGO COUNTY
REGIONAL AIRPORT AUTHORITY
STAFF REPORT

Item No.
14

Meeting Date: **JUNE 2, 2011**

Subject:

Authorize the President/CEO to Execute a Second Amendment to the Contract with Harris Miller Miller and Hanson Inc.

Recommendation:

Adopt Resolution No. 2011-0066, authorizing the President/CEO to execute a second amendment to the contract with Harris Miller Miller and Hanson Inc. extending the term to December 31, 2011.

Background/Justification:

In December 2007, a consulting contract was awarded to Harris Miller Miller and Hanson Inc. (HMMH), an acoustical consultant, to prepare an update to the Authority's 1988 Federal Noise Compatibility Program (NCP), also known as an FAA "Part 150" Study. HMMH determined that the technical and public participation portions of the NCP could be submitted to the Federal Aviation Administration (FAA) for review and approval by December 2009. The Authority therefore authorized 36 months to complete the project, allowing the contractor until December 31, 2010 to provide any additional technical work required by FAA following its review. Due to changes in relevant FAA modeling software after the contract was awarded, HMMH was required to re-accomplish technical work specific to San Diego International Airport. The final NCP documentation was submitted for FAA review in June 2010.

At its December 2, 2010 meeting, due to FAA inaction and contract termination at hand, the Board approved a first amendment to extend the contract for 180 days, until June 2, 2011. FAA accepted the NCP for review on January 3, 2011 and has 180 days to review, then approve or disapprove the Study. The FAA recently reiterated that a determination will be forthcoming by July 3, 2011. The contract has approximately Eighty-Seven Thousand Dollars (\$87,000.00) remaining for possible additional work to address any remaining FAA issues. Staff requests approval of a second amendment to extend the contract term to December 31, 2011 to provide for a 180 day period to keep the contract open should the remaining funding be needed. No additional funding is requested.

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Fiscal Impact:

No additional funding is requested. If this amendment is not approved, the contract will expire on June 2, 2011, and the approximately Eighty-Seven Thousand Dollars (\$87,000.00) will not be immediately available for additional technical work when the FAA completes the evaluation process. It will leave the Authority in a position to begin the contracting process anew should further technical work be required by FAA. The contract, originally approved in 2007, is funded in the current budget and the remaining funds will be carried over to the FY 2012 budget, if authorized by this amendment.

Environmental Review:

1. This Board action, as an administrative action, is not a project that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA), as amended. 14 Cal. Code Regs. §15378. This Board action is not a "project" subject to CEQA, Cal. Pub. Res. Code §21065.
2. This Board action is not a "development" as defined by the California Coastal Act. Cal. Pub. Res. Code §30106.

Equal Opportunity Program:

The Authority's small business program promotes the utilization of small, local, disadvantaged, and other business enterprises, on all contracts, to provide equal opportunity for qualified firms. By providing education programs, making resources available, and communicating through effective outreach, the Authority strives for diversity in all contracting opportunities.

The Authority has a Disadvantaged Business Enterprise ("DBE") Plan as required by the Department of Transportation, 49 CFR Part 26. The DBE Plan calls for the Authority to submit an annual overall goal for DBE participation on all federally funded projects.

This project utilizes federal funds; therefore, it will be applied toward the Authority's overall DBE goal. HMMH achieved twelve percent (12%) DBE participation on this contract.

Prepared by:

DAN FRAZEE
DIRECTOR, AIRPORT NOISE MITIGATION

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RESOLUTION NO. 2011-0066

A RESOLUTION OF THE BOARD OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY AUTHORIZING THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE CONTRACT WITH HARRIS MILLER MILLER AND HANSON INC. EXTENDING THE TERM TO DECEMBER 31, 2011

WHEREAS, the Authority, in December 2007, entered into a thirty-six (36) month contract with Harris Miller Miller and Hanson Inc. (HMMH), an acoustical consultant, for preparation of a study to update San Diego International Airport's 1988 Federal Noise Compatibility Program Study; and

WHEREAS, the Board, at its December 2, 2010 meeting, approved a first amendment to the contract to extend the contract through June 2, 2011; and

WHEREAS, although the completed study update was forwarded on June 30, 2010 by the Authority for Federal Aviation Administration (FAA) review and approval, FAA did not initiate the update study review process which normally takes approximately one hundred and eighty (180) days to complete; until January 3, 2011; and

WHEREAS, the Authority wants to ensure that funds remaining in the contract are available for possible further technical work upon completion of the FAA review.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby AUTHORIZES the President/CEO to execute a second amendment to the contract with Harris Miller Miller and Hanson Inc. extending the term of the contract to expire no later than December 31, 2011 to ensure funding is available for additional technical work should FAA find that additional work is necessary for adoption of elements of the study; and

BE IT FURTHER RESOLVED that the Board of the San Diego County Regional Airport Authority finds that this Board action is not a "project" as defined by the California Environmental Quality Control Act (CEQA); California Pub. Res. Code Section 21065; and is not a "development" as defined by the California Coastal Act, Californi Pub. Res. Code Section 30106.

PASSED, ADOPTED, AND APPROVED by the Board of the San Diego County Regional Airport Authority at a special meeting this 2nd day of June, 2011, by the following vote:

AYES: Board Members:

NOES: Board Members:

ABSENT: Board Members:

ATTEST:

TONY R. RUSSELL
**DIRECTOR, CORPORATE SERVICES/
AUTHORITY CLERK**

APPROVED AS TO FORM:

BRETON K. LOBNER
GENERAL COUNSEL

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