

## ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: 9/3/2021

Please mark one: ☐ Bill Request or ☒ Resolution Request

### 1. Type of Request:

- ☒ Contract/Grant Agreement ☐ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment  
☐ Dedication/Vacation ☐ Appropriation/Supplemental ☐ DRMC Change  
☐ Other: Non-Competitive Contract Amendment

2. **Title:** Approves a contract for Future Runway Environmental Services with HNTB Corporation, Contract No. 202057147.

3. **Requesting Agency:** Department of Aviation

### 4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Scott Morrissey	Name: Carolina Flores
Email: <a href="mailto:Scott.Morrissey@flydenver.com">Scott.Morrissey@flydenver.com</a>	Email: <a href="mailto:Carolina.Flores@flydenver.com">Carolina.Flores@flydenver.com</a>

### 5. General description or background of proposed request. Attach executive summary if more space needed:

Denver International Airport (DEN) is anticipating the planning, design and construction of a 7th Runway in the next five to ten years. A new runway will trigger Federal Aviation Administration (FAA) action, including Airport Layout Plan (ALP) approval and financial participation. FAA will be responsible for complying with the procedures and policies of the National Environmental Policy Act (NEPA) and other environmental laws, regulations, and orders applicable to federal actions.

In accordance with FAA Order 5050.4A, DEN, as the airport sponsor, is responsible for requesting the actions that trigger the need for a federal environmental review, considering known environmental factors in early master planning efforts, providing environmental information to FAA, and entering into a Memorandum of Understanding (MOU) to memorialize agreements between the FAA and DEN. The scope of work for this contract is to prepare the environmental information necessary for FAA to comply with NEPA and other environmental laws, regulations, and orders applicable to the 7th and potential 8th runway project(s). This includes, but is not limited to, information to support a NEPA environmental assessment (EA) or environmental impact statement (EIS). ALP approval of a new runway at an existing airport is a FAA action that normally requires an EIS. However, FAA has determined in limited circumstances that an environmental assessment (EA) was the appropriate level of environmental review for a new runway at an existing airport. In addition, the Council on Environmental Quality (CEQ) recently issued Executive Order 13807 Initial List of Actions on September 14, 2020, that materially changes how NEPA reviews are conducted and increases the uncertainty regarding the level of review required. FAA will determine the level of NEPA review required depending on the identification and evaluation of environmental impacts and assessing whether available mitigation efforts reduce these impacts below significant impact thresholds. This review could be further informed and revised during the project as environmental information is generated, and if applicable laws, regulations, and orders are revised. In any case, DEN must hire a contractor to develop the necessary environmental information. In either case, EA or EIS, the FAA has decided to utilize "third-party contracting" where the NEPA document will be prepared by a contractor selected by the FAA and under contract to and paid for by DEN. This CES approval is intended to allow DEN to work with the FAA to procure a contract through Denver's City Council process that will cover the full potential cost of the environmental review.

As used in this project, the "Pre-Environmental Review" refers to that part of the National Environmental Policy Act ("NEPA") and environmental review process that includes the identification of the project purpose and need, the pre-scoping and scoping process, the analysis of the affected environment, and the analysis of environmental consequences and possible

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mitigation. The Environmental Review component includes the formal NEPA documentation, including the preparation of a draft and final Environmental Assessment and, if necessary, an Environmental Impact Statement.

6. **City Attorney assigned to this request (if applicable):** David Steinberger

7. **City Council District:** District 11

8. **\*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\***

### Key Contract Terms

**Type of Contract:** Professional Services

**Vendor/Contractor Name:** HNTB Corporation

**Contract control number:** 202057147

**Location:** Denver International Airport

**Is this a new contract?** ☒ Yes ☐ No **Is this an Amendment?** ☐ Yes ☒ No **If yes, how many?**

**Contract Term/Duration (for amended contracts, include existing term dates and amended dates):**

Date of execution plus four years.

**Contract Amount (indicate existing amount, amended amount and new contract total):**

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
N/A	N/A	\$15,000,000.00

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
N/A	N/A	Date of execution plus four years.

**Scope of work:**

The scope of work for this contract is to prepare the environmental information necessary for FAA to comply with NEPA and other environmental laws, regulations, and orders applicable to the 7th and potential 8th runway project(s). This includes, but is not limited to, information to support a NEPA environmental assessment (EA) or environmental impact statement (EIS).

**Was this contractor selected by competitive process?** Yes **If not, why not?** N/A

**Has this contractor provided these services to the City before?** ☒ Yes ☐ No

**Source of funds:** AIP and CIP

**Is this contract subject to:** ☐ W/MBE ☒ DBE ☐ SBE ☐ XO101 ☐ ACDBE ☐ N/A

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**WBE/MBE/DBE commitments (construction, design, Airport concession contracts):** 15% DBE

**Who are the subcontractors to this contract?** Pinyon Environmental, Inc., Communication Infrastructure Group (CIE), Entitlement and Engineering Solutions, Inc.

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