

## Airport Sponsor Certifications

The Sponsor hereby certifies to the following:

1. The funding request contained in this grant application is based upon a competitive qualifications based selection for design-build services that were received April 25, 2007 and the Record of Negotiations for Design Build Services is hereby attached to this certification. The original scope of Design-Build Services had to be scaled back due to lack of funding. The remaining scope of services will now be brought forward into M3T's contract through an amendment process.
2. The Sponsor hereby acknowledges FAA's need to approve and issue, as appropriate, any waiver to the Buy American Preference Requirement (BAPR) (49 USC 50101). Additionally, the Sponsor understands that any waiver request issued to the BAPR under the American Recovery and Reinvestment Act of 2009 requires specific information related to the waiver request, if granted, to be published in a Federal Register Notice. Accordingly, so as to not delay the processing of the subsequent Grant Offer and resulting contract documents between the Sponsor and the lowest responsible bidder, attached hereto are all Request for Waiver to the BAPR necessary to complete this project.
3. The Sponsor further certifies that it will issue a Notice to Proceed to the contractor (or equipment supplier in the case of equipment acquisition) within 30 days of acceptance of a Grant Offer.
4. Pursuant to Title XV, Subtitle A, section 1511 of the American Recovery and Reinvestment Act (Pub. L. 111-5 (Feb. 17, 2009) ("ARRA"), I, Bonnie A. Allin, hereby certify that the infrastructure investment funded by ARRA has received the full review and vetting required by law and that I accept responsibility that such investment is an appropriate use of taxpayer dollars. I further certify that the specific information required by section 1511 concerning each such investment (a description of the investment, the estimated total cost, and the amount of ARRA funds to used) is enclosed.

I understand that the Sponsor making application for ARRA funding may not receive ARRA infrastructure investment funding unless this certification is made and posted.

Tucson Airport Authority

(SEAL)



By: Bonnie A. Allin

Title: President/Chief Executive Officer

Attest:

### CERTIFICATE OF SPONSOR'S ATTORNEY

I, Marjorie R. Perry, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to certify to the above representations under the laws of the State of Arizona. Further, I have examined representations and documentation as attached and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State.

Dated at this 1<sup>st</sup> day of April 2009.

By:   
Marjorie R. Perry

**Project:** 10106595 Security Upgrades  
**Funding:** ADOT – E5F51/E8F80 FAA – 45/52  
**Airport:** Tucson International Airport

## Record of Negotiations for Design Build Services Selection

The Tucson Airport Authority (TAA) hired a qualified Design Builder (DB) doing business in the State of Arizona to provide design-build services for an upgrade to the security systems at the Tucson International Airport (TIA) (collectively the "Project"). We began a two-step competitive selection process for design build services on March 26, 2007 that closely followed the selection procedures set forth in A.R.S. § 34-603 and 49 CFR Part 18.63.

To date, the selection process has been as follows:

1. The RFQ was advertised in the Daily Territorial on March 26, 2007 and April 2, 2007.
2. The RFQ documents were issued to sixteen firms including the following security systems integrators:

AE Marketing, Inc.	Adesta, LLC
APL Access & Security	GTSI Corporation
Integrated Security Corporation	Matrix Systems
Millenium 3 Technologies	NetVersant Solutions, Inc.
Quatrotec, Inc.	

3. A mandatory Pre-Submittal Meeting was held on April 10, 2007 in the TAA Board Room and the following security systems integrators were in attendance:

Adesta, LLC	Millenium 3 Technologies
Quatrotec, Inc.	

4. Statements of Qualifications (SOQs) were received April 25, 2007. **Only one firm, Millenium 3 Technologies (M3T), submitted a SOQ.**
5. The Selection Committee met on May 1, 2007 to review the M3T SOQ and found it to be acceptable and the staff proposed to be qualified to perform the work.

In compliance with Arizona Revised Statutes-Title 34-603(c)(ii) "If only one responsible and responsible person or firm responds to a solicitation for a contract or multiple contract to be negotiated..., the agent may elect to proceed with only one person or firm in the selection process and may award the contract or contracts to a single person or firm if the agent determines in writing that the fee negotiated ...is fair and reasonable and that either other prospective persons or firms had reasonable opportunity to respond or there is not adequate time for a resolicitation."

Based on the fact that sixteen (16) firms received RFQ documents and three (3) firms attending the pre-submittal meeting, TAA believes that other prospective persons or firms had reasonable opportunity to respond to TAA solicitation. TAA also believes that there was not adequate time for a resolicitation as this project is being processed as a based-on-bids package with the FAA. FAA and ADOT have concurred with this assessment.



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6. RFP Documents were issued to M3T on May 14, 2007.
7. M3T and its subconsultants and subcontractors executed Confidentiality and Non-Disclosure Agreement on 5/15/07 due to the sensitive security nature of this project.
8. Pre-Proposal Meeting was held on May 29, 2007 to discuss the scope of work and technical requirements for the project.
9. M3T conducted site investigations during the period of May 30, 2007 through June 22, 2007.
10. A pre-proposal review meeting was held with M3T on June 26, 2007. M3T presented their Preliminary Technical Proposal to the Selection Committee on July 30, 2007.
11. The Selection Committee evaluated and scored M3T's Final Technical Proposal on August 2, 2007.
12. M3T prepared a Final Guaranteed Maximum Price (GMP) Proposal (Final Proposal on August 20, 2007).
13. M3T's GMP price was significantly over budget and TAA had to reprioritize the scope of work and began to work with the FAA and ADOT to secure additional funding. Unfortunately there was not sufficient funding available to award a contract to M3T for all items of work, so alternates 3, 4, 5, 11, 14, 15, 16 & 17) were not accepted.
14. The Selection Committee made a recommendation to the Aviation Services & Airfield Operations Council on September 26, 2007.
15. The TAA Board of Directors approved M3T's GMP on October 19, 2007.
16. The FAA approved the award of contract to M3T on October 25, 2007
17. ADOT approved the award of contract to M3T on October 30, 2007.
18. The Design Build Services contract with M3T was executed on January 4, 2008 and TAA issued a Notice to Proceed on the same date.
19. M3T has performed the work admirably. Due to some recently published TSA directives, it has become necessary for TAA to address the remaining scope of work items. It is TAA's intention to add this work to M3T's as an amendment to their existing contract. The amendment work is to be funded utilizing the American Recovery and Reinvestment ACT of 2009 funding under the Airport Improvement Program.
20. TAA requested M3T to refresh the costs for the remaining work. M3T submitted new proposals on March 10, 2009.
21. TAA has evaluated these costs and find them to be fair and reasonable.