

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: January 12, 2010 ☒ **Consent** ☐ **Regular Public Hearing**

☐ **Ordinance** ☐

Department

Submitted By: PUBLIC SAFETY

Submitted For: Emergency Management

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: Adopt a resolution to approve the revised 2009 Palm Beach County Unified Local Mitigation Strategy (LMS) plan.

Summary: FEMA has mandated that all LMS programs revise their plans every 5 years to bring them into compliance with federal guidelines established in response to the Disaster Mitigation Act of 2000. Palm Beach County has successfully completed its 2009 revision process and, pending evidence of formal adoption by the Board of County Commissioners and its municipalities, participating local jurisdictions will be eligible to apply for and receive federal pre-disaster and post-disaster mitigation assistance funds.

Background and Policy Issues: Palm Beach County and its original 37 municipalities formally adopted the Local Mitigation Strategy in 1999 and, in accordance with Federal guidelines revised the plan in 2004. In June 2009, the LMS again completed its FEMA-mandated five year revisions and submitted the plan for State and FEMA review and approval. The County was notified in November that its plan was approved by FEMA approval, without changes, conditioned only upon formal adoption by the Board of County Commissioners. The resolution for approval of the revised plan is attached herewith.

District/County-wide (DW)

Attachments:

1. CD containing the 2009 revised LMS plan (a hardcopy of the 500+ page plan is on file in FM&B or available from the Division of Emergency Management upon request)
2. Resolution
3. FEMA approval letter

Recommended by:

Department Director

Date

Approved by:

Assistant County Administrator

Date _____

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	* 0 =====	0 =====	0 =====	0 =====	0 =====
# ADDITIONAL FTE POSITIONS (Cumulative)	0 =====	0 =====	0 =====	0 =====	0 =====

Is Item Included In Current Budget? N/A

Budget Account No.: Fund _____ Agency _____ Org. _____ Object
Reporting Category

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

* No fiscal impact, with the approval of this agenda item.

Jim D. 12-22-09
OFMB

Dr. J. Lawrence 12/23/09
Contract Administration

B. Legal Sufficiency:

12/28/09
Assistant County Attorney

This summary is not to be used as a basis for payment.

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA ADOPTING THE 2009 REVISED UNIFIED PALM BEACH COUNTY LOCAL MITIGATION PLAN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Palm Beach County is susceptible to a variety of natural and man-made disasters; and

WHEREAS, the Disaster Mitigation Act of 2000, was enacted to establish a national disaster hazard mitigation program to reduce the loss of life and property, human suffering, economic disruption, and disaster assistance costs resulting from disasters, and to assist state, local and Indian tribal governments in implementing effective hazard mitigation measures to ensure the continuation of critical services and facilities after a natural disaster; and

WHEREAS, the Disaster mitigation Act of 2000, as a condition for qualifying for and receiving future Federal mitigation assistance funding, requires such governments to have Federal Emergency Management Agency approved hazard mitigation plans in place that identify the natural hazards that could impact their jurisdictions, identify actions and activities to mitigate the effects of those hazards, and establish a coordinated process to implement plans; and

WHEREAS, Palm Beach County's Local Mitigation Strategy, in coordination with governmental and non-governmental stakeholders having an interest in reducing the impact of natural disasters, and with input from the private sector and other members of the public, developed and revised the Palm Beach County Unified Local Mitigation Strategy; and

WHEREAS, the 2009 revised Local Mitigation Plan has been approved by the Florida Division of Emergency Management and the Federal Emergency Management Agency subject to adoption by the County Board of County Commissioners; and

WHEREAS, the Local Mitigation Strategy Steering Committee recommends the formal adoption of the 2009 Unified Local Mitigation Strategy Plan and planned future enhancements and modifications described therein;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

Section 1. The County hereby approves and adopts the Revised Unified Local Mitigation Strategy Plan in its entirety as approved by the Federal Emergency Management Agency and future revisions or modifications reviewed and approved by the Local Mitigation Steering Committee and participating jurisdictions.

Section 2. The County authorizes the appropriate County Officials to pursue available funding opportunities for implementation of proposed mitigation initiatives described therein, and upon receipt of such funding or other necessary resources, seek to implement the actions contained in the mitigation strategies set out by the plan.

Section 3. The Board of County Commissioners directs that executed originals of this resolution and the adoption resolutions of all participating municipalities be held on file in the Office of the Clerk & Comptroller.

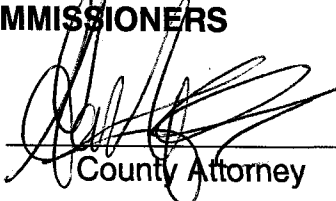
The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

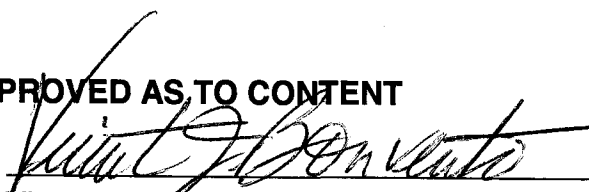
BURT AARONSON, CHAIR	_____
KAREN T. MARCUS, VICE CHAIR	_____
JOHN F. KOONS	_____
SHELLEY VANA	_____
STEVEN L. ABRAMS	_____
JESS R. SANTAMARIA	_____
PRISCILLA A. TAYLOR	_____

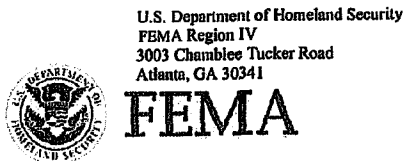
The Chair thereupon declared the Resolution duly passed and adopted _____, 2009.

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
COMMISSIONERS**

**PALM BEACH COUNTY, FLORIDA BY
ITS BOARD OF COUNTY**

By:  _____ By: _____
County Attorney Deputy Clerk

APPROVED AS TO CONTENT
By:  _____
Vincent J. Bonvento, Asst. County Administrator
Director, Public Safety Department



November 10, 2009

Mr. Ruben Almaguer, Division Director
Division of Emergency Management
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

Attention: Mr. Miles Anderson

Reference: Palm Beach County Local Hazard Mitigation Plan Update

Dear Mr. Almaguer:

This is to confirm that we have completed a Federal/State review of the Palm Beach County Local Hazard Mitigation Plan Update for compliance with the federal hazard mitigation planning standards contained in 44 CFR 201/6(b)-(d). We have determined that the Palm Beach County Local Hazard Mitigation Plan Update is compliant with federal standards, subject to formal community adoption, for the jurisdictions listed below:

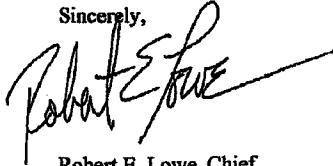
- City of Atlantis
- City of Belle Glade
- City of Boca Raton
- City of Boynton Beach
- Town of Briny Breezes
- Town of Cloud Lake
- Town of Glen Ridge
- City of Delray Beach
- City of Greenacres
- Town of Gulf Stream
- Town of Haverhill
- Town of Highland Beach
- Town of Hypoluxo
- Town of Juno Beach
- Town of Jupiter
- Town of Jupiter Inlet Colony
- Town of Lake Clark Shores
- Town of Loxahatchee Groves
- Town of Lake Worth
- City of Lantana
- Town of Manalapan

- City of Atlantis
- City of Belle Glade
- City of Boca Raton
- Town of Magnolia Park
- Village of North Palm Beach
- Town of Ocean Ridge
- City of Pahokee
- Town of Palm Beach Shores
- Town of Palm Beach
- Town of Palm Beach Gardens
- Village of Palm Springs
- City of Rivera Beach
- Village of Royal Palm Beach
- City of South Bay
- City of South Palm Beach
- Village of Tequesta
- Village of Wellington
- City of West Palm Beach
- Unincorporated Palm Beach County
- Town of Lake Park
- Northern Palm Beach County Improvement District
- Indian Trail Improvement District
- Village of Golf

In order for our office to issue formal approval of the plan, Palm Beach County Local Hazard Mitigation Plan Update must submit adoption documentation and document that the final public meeting occurred. Upon submittal of these items to our office, we will issue formal approval of the Palm Beach County Local Hazard Mitigation Plan Update.

For further information, please do not hesitate to contact Gabriela Vigo, of the Hazard Mitigation Assistance Branch, at (229) 225-4546 or Linda L. Byers, of my staff, at (770) 220-5498.

Sincerely,



Robert E. Lowe, Chief
Risk Analysis Branch
Mitigation Division