

36-1

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: January 26, 2016 ☒ **Consent** ☐ **Regular**
 ☐ **Workshop** ☐ **Public Hearing**

Department:
Submitted by: OFMB

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve A) a refund of \$341,857.59 to the State of Florida, Division of Emergency Management (State), relating to the de-obligation of claims for Hurricanes Frances, Jeanne, and Wilma, including \$162,778.67 on behalf of the Solid Waste Authority (SWA); B) a \$162,780 budget amendment in the General Fund to establish revenue from the SWA and establish appropriation budget to make the payment.

Summary:

The County received assistance from the Federal Emergency Management Agency (FEMA) and the State in excess of \$120 million relating to Hurricanes Frances, Jeanne, Wilma and Tropical Storm Fay. Although the payments were originally approved by FEMA, the Department of Homeland Security (DHS) conducted an independent audit of this funding. The audit is on-going and has resulted in the de-obligation of County claims. The de-obligations fall into the following categories:

- Claims in which the County also received insurance proceeds
- Claims in which FEMA deemed the County should have received insurance proceeds
- Variance between estimated vs. actual expenses
- Duplication of reimbursement
- Miscellaneous other adjustments

The current invoices total \$3,282,052.86. Of this amount, \$2,940,195.27 has been appealed and is still pending a determination. This leaves a balance currently due of \$362,094.04, which is offset by new claim revenue resulting in a net refund due of \$341,857.59. The SWA will repay the County for their portion of the refund. The net impact to the General Fund in FY 2016 is \$199,172.12.

Countywide (PFK)

Background and Policy Issues: The County was significantly impacted by Hurricanes Frances, Jeanne, Wilma, and Tropical Storm Fay. The County received in excess of \$120 million in Federal and State assistance. FEMA and the State have been conducting an audit related to this funding. Based on this audit, the County has been notified that \$362,094.04 in previously paid claims has been de-obligated.

Attachments:

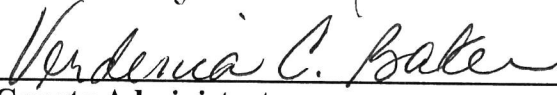
1. Invoices from State of Florida
2. Refund schedule
3. Projects on Appeal Schedule
4. Budget Amendment

Recommended by:


Department Director

12/21/15
Date

Approved By:


County Administrator

12/23/15
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years:	2016	2017	2018	2019	2020
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	*	0	0	0	0

ADDITIONAL FTE POSITIONS (Cumulative) _____

Is Item Included In Current Budget? Yes ___ No X

Budget Account No:

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

*	General Fund	Fire Rescue Fund	Total
Refund	\$361,950.79	\$ 143.25	\$362,094.04
SWA Payment	(162,778.67)	--	(162,778.67)
New Claim Revenue	<u>--</u>	<u>(20,236.45)</u>	<u>(20,236.45)</u>
Net Fiscal Impact	\$199,172.12	\$ (20,093.20)	\$179,078.92

III. REVIEW COMMENTS

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

Sherry Bm
12/14 M.S. 12/14 OFMB JF 12/14

N/A

Contract Dev. and Control

B. Legal Sufficiency:

Paul F. J. 12/15/15
Assistant County Attorney

C. Other Department Review:

Department Director

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

INVOICE

STATE OF FLORIDA



Division of Emergency Management

Date: Oct 11, 2015

Invoice #: PBC DR1609 R274

To: Palm Beach County (FIPS: 099-99099-00)

301 North Olive Avenue

West Palm Beach, Florida 33401

Projects:

Disaster	PW #	Federal Share	Admin	State Share	Line Item Total
1609	8478	(\$124,630.83)	(\$1,246.10)	\$0.00	(\$125,876.93)
1609	8528	(\$30,486.69)	(\$304.87)	\$0.00	(\$30,791.56)
1609	2622	(\$1,989,501.41)	(\$10,193.49)	\$0.00	(\$1,999,694.90)
1609	2622	\$33,268.13	\$166.34	\$0.00	\$33,434.47
1609	2622	\$41,965.81	\$209.83	\$0.00	\$42,175.64
				SubTotal:	(\$2,080,753.28)

Total:

Make checks payable to State of Florida for total amount of:

\$2,080,753.28

State of Florida Public Assistance, 2702 Directors Row Orlando, FL 32709
 Telephone: 407-888-3771 Fax: 407-251-2591 renee.singh@em.myflorida.com

<http://floridapa.org/downloads/get.cfm?udid=5DFCA599BCAA527DED07FACC81FBAA...> 9/25/2015

Attachment # 1

INVOICE

STATE OF FLORIDA



Division of Emergency Management

Date: Oct 11, 2015

Invoice #: PBC DR1561 R84

To: Palm Beach County (FIPS: 099-99099-00)

301 North Olive Avenue

West Palm Beach, Florida 33401

Projects:

Disaster	PW #	Federal Share	Admin	State Share	Line Item Total
1561	4597	(\$110,165.40)	(\$612.03)	(\$6,120.30)	(\$116,897.73)
1561	4597	\$104,420.43	\$580.12	\$5,801.14	\$110,801.69
1561	4611	(\$5,985.00)	(\$29.92)	\$0.00	(\$6,014.92)
1561	4725	(\$39,217.50)	(\$217.88)	(\$2,178.75)	(\$41,614.13)
				SubTotal:	(\$53,725.09)

Total:

Make checks payable to State of Florida for total amount of:

\$53,725.09

INVOICE

STATE OF FLORIDA



Division of Emergency Management

Date: Oct 11, 2015

Invoice #: PBC DR1545 R121

To: Palm Beach County (FIPS: 099-99099-00)

301 North Olive Avenue

West Palm Beach, Florida 33401

Projects:

Disaster	PW #	Federal Share	Admin	State Share	Line Item Total
1545	3704	\$17,519.40	\$97.33	\$973.30	\$18,590.03
1545	3967	(\$135.00)	(\$0.75)	(\$7.50)	(\$143.25)
1545	3975	\$1,551.60	\$8.62	\$86.20	\$1,646.42
1545	7469	(\$84,843.00)	(\$471.35)	(\$4,713.50)	(\$90,027.85)
1545	7477	(\$3,796.00)	(\$18.98)	\$0.00	(\$3,814.98)
1545	7496	(\$5,534.10)	(\$30.74)	(\$307.45)	(\$5,872.29)
1545	7530	(\$9,292.00)	(\$46.46)	\$0.00	(\$9,338.46)
1545	7724	(\$147.62)	(\$0.82)	(\$8.20)	(\$156.64)
1545	7738	(\$34,302.60)	(\$190.57)	(\$1,905.70)	(\$36,398.87)
1545	7829	\$0.00	\$464.19	(\$6,412.31)	(\$5,948.12)
1545	7907	(\$127,017.90)	(\$705.66)	(\$7,056.55)	(\$134,780.11)
1545	8079	(\$731,525.40)	(\$4,064.03)	(\$40,640.30)	(\$776,229.73)
1545	8079	\$63,314.02	\$0.00	\$10,552.34	\$73,866.36
1545	8107	(\$168,660.00)	(\$937.00)	(\$9,370.00)	(\$178,967.00)
				SubTotal:	(\$1,147,574.49)

Total:

Make checks payable to State of Florida for total amount of:

\$1,147,574.49

FEMA REFUNDS & PAYMENTS

FRANCES				
<u>PW</u>	<u>Department</u>	<u>Expense Account #</u>	<u>Amount</u>	<u>Revenue Account #</u>
3967	Fire Rescue	1300-440-D04B-4958	(\$143.25)	Claims in which the County also received Insurance Proceeds
7469	Solid Waste Authority	0001-760-D04B-4958	(90,027.85)	0001-800-D04B-6999 Variance between estimated and actual expenses
7477	Solid Waste Authority	0001-760-D04B-4958	(3,814.98)	0001-800-D04B-6999 duplication of reimbursement/FHWA proceeds
7496	Solid Waste Authority	0001-760-D04B-4958	(5,872.29)	0001-800-D04B-6999 duplication of reimbursement/FHWA proceeds
7530	Solid Waste Authority	0001-760-D04B-4958	(9,338.46)	0001-800-D04B-6999 duplication of reimbursement/FHWA proceeds
7724	Palm Tran	0001-760-D04B-4958	(156.64)	Claims in which the County also received Insurance Proceeds
7738	Sheriff	0001-760-D04B-4958	(36,398.87)	Insufficient Documentation
7829	Facilities	0001-760-D04B-4958	(5,948.12)	Variance between estimated and actual expenses
			(\$151,700.46)	
JEANNE				
<u>PW</u>	<u>Department</u>	<u>Expense Account #</u>	<u>Amount</u>	<u>Revenue Account #</u>
4597	Solid Waste Authority	0001-760-D04C-4958	(\$6,096.04)	0001-800-D04C-6999 Variance between estimated and actual expenses
4725	Solid Waste Authority	0001-760-D04C-4958	(41,614.13)	0001-800-D04C-6999 duplication of reimbursement/FHWA proceeds
4611	Solid Waste Authority	0001-760-D04C-4958	(6,014.92)	0001-800-D04C-6999 duplication of reimbursement/FHWA proceeds
			(\$53,725.09)	
WILMA				
<u>PW</u>	<u>Department</u>	<u>Expense Account #</u>	<u>Amount</u>	
8478	Facilities	0001-760-D06A-4958	(\$125,876.93)	FEMA deemed County should have received Insurance Proceeds
8528	Parks & Recreation	0001-760-D06A-4958	(30,791.56)	FEMA deemed County should have received Insurance Proceeds
			(\$156,668.49)	
Total Refunds to FEMA			(\$362,094.04)	
FRANCES				
<u>PW</u>	<u>Department</u>		<u>Amount</u>	<u>Revenue Account #</u>
3704	Fire Rescue		\$17,616.73	1300-440-D04B-3199 corrected cost adjustment/damage exceeded insurance deductible
			973.30	1300-440-D04B-3499
3975	Fire Rescue		1,560.22	1300-440-D04B-3199 corrected cost adjustment/damage exceeded insurance deductible
			86.20	1300-440-D04B-3499
Total Payments from FEMA			\$20,236.45	
Total			(\$341,857.59)	

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FEMA PROJECTS ON APPEAL

FRANCES

<u>PW</u>	<u>Department</u>	<u>Amount</u>
7907	SWA	(\$134,780.11)
8079	Water Utilities	(702,363.37)
8107	SWA	(178,967.00)
		<u>(\$1,016,110.48)</u>

WILMA

<u>PW</u>	<u>Department</u>	<u>Amount</u>
2622	Water Utilities	(\$1,924,084.79)
		<u>(\$1,924,084.79)</u>

Total Projects On Appeal	<u><u>(\$2,940,195.27)</u></u>
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16-

0267

**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT**

Fund 0001 General

BGRV 420 12/11/15 * 110
BGEX 420 12/11/15 * 482

ACCOUNT NAME AND NUMBER	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 12/10/15	REMAINING BALANCE
<u>Revenues</u>							
800-D04B-6999 Other Miscellaneous Revenue	0	0	109,054		109,054		
800-D04C-6999 Other Miscellaneous Revenue	0	0	53,726	0	53,726		
TOTAL RECEIPTS & BALANCES	1,175,064,887	1,175,077,560	162,780	0	1,175,240,340		
<u>Expenditures</u>							
760-7601-4104 Communication/Commerical Tolls <i>DA</i>	200,000	200,000		120,000	80,000	12,959	67,041
760-7601-4904 Property Assessments <i>DA</i>	360,000	360,000		79,173	280,827	179,738	101,089
760-D04B-4958 Refund Prior Year Revenues <i>DA</i>	0	0	151,558		151,558	0	151,558
760-D04C-4958 Refund Prior Year Revenues <i>DA</i>	0	0	53,726		53,726	0	53,726
760-D06A-4958 Refund Prior Year Revenues <i>DA</i>	0	0	156,669		156,669	0	156,669
TOTAL APPROPRIATIONS & EXPENDITURES	1,175,064,887	1,175,077,560	361,953	199,173	1,175,240,340		

OFMB

INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates

[Signature] 12/11/15
[Signature] 12/14/15

BY BOARD OF COUNTY COMMISSIONERS

AT MEETING OF

01/26/16

Deputy Clerk to the
Board of County Commissioners

Attachment #

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