



## Legislation Details (With Text)

**File #:** 20-275      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Passed

**File created:** 3/26/2020      **In control:** City Commission

**On agenda:** 5/19/2020      **Final action:** 5/19/2020

**Title:** APPROVAL OF RESOLUTION NO. 77-20, APPROVING HURRICANE DORIAN (FEMA - DR 4468 FL) FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENTS BETWEEN THE CITY OF DELRAY BEACH AND THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT AND APPROVAL TO DELEGATE AUTHORITY TO THE MAYOR TO APPROVE MODIFICATIONS TO ATTACHMENT A OF THE AGREEMENT IN ACCORDANCE WITH SECTION TO INCLUDE ADDITIONAL PROJECTS.

**Sponsors:** Finance Department

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Cover Report, 2. Legal Review FEMA funds through FL Dept of Emergency Management Hurricane Dorian., 3. Dorian Contract - DR4468 City of Delray Beach Z1614, 4. Res 77-20 FEMA Grant

Date	Ver.	Action By	Action	Result
5/19/2020	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** Marie Kalka, Finance Director  
**THROUGH:** George Gretsas, City Manager  
**DATE:** May 19, 2020

APPROVAL OF RESOLUTION NO. 77-20, APPROVING HURRICANE DORIAN (FEMA - DR 4468 FL) FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENTS BETWEEN THE CITY OF DELRAY BEACH AND THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT AND APPROVAL TO DELEGATE AUTHORITY TO THE MAYOR TO APPROVE MODIFICATIONS TO ATTACHMENT A OF THE AGREEMENT IN ACCORDANCE WITH SECTION TO INCLUDE ADDITIONAL PROJECTS.

### **Recommended Action:**

It is recommended that City Commission adopt Resolution No. 77-20 approving the Form of the Federally-Funded Subaward and Grant Agreements with Florida Department of Emergency Management and authorize the Mayor to execute these agreements related to Hurricane Dorian on behalf of the City.

### **Background:**

The Department of Homeland Security's (DHS) Federal Emergency Management Agency (FEMA) Public Assistance program is a federal grant to aid state and local governments in returning a disaster area to pre-disaster conditions. Grants to local government for debris removal, emergency protective measures and repair or replacement of disaster-damaged facilities relating to Hurricane Dorian are eligible for reimbursed through FEMA. This resolution would approve the form of the

contracts for pass-through funds from the DHS FEMA through the Florida Department of Emergency Management (FDEM).

FEMA and the State of Florida (State) share the responsibility for making Public Assistance funds available to the Sub-grantee/Sub-recipient; in this case - the City of Delray Beach (City). As defined by the Code of Regulations (C.F.R.) §200.93, Sub-Recipient means “a non-Federal entity that receives a sub-award from a pass-through entity to carry out part of a Federal program.” Funds that FEMA obligates to the State via electronic transfer, reside in the Federal Account until the State (the pass-through entity) is ready to award grants to the appropriate Sub-grantees/Sub-recipients.

The execution of the sub-recipient funding agreement authorizes the State of Florida to transfer federal funding to the City for eligible documented damages as a result of Hurricane Dorian.

This Subaward and Grant Agreement is the main contract for the City to be reimbursed for Hurricane Dorian expenditures.

The City’s Recovery Scope Meeting with FEMA and the State was held on January 17, 2020. The City’s Damage Inventory was submitted to FEMA on March 16, 2020. No payment request has been submitted as of this date.

There will be a total of one (1) project submitted. When FEMA obligates the project, the State will provide the City with an addendum to this contract.

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

These contracts are needed in order to be able to receive federal and state funds awarded relating to Hurricane Dorian.