

LEGISLATIVE FACT SHEET

DATE: 01/03/2020

BT or RC No: BT20-045
(Administration & City Council Bills)

SPONSOR: Emergency Preparedness Division
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: Director of Emergency Preparedness

Provide Name: Steve Woodard

Contact Number: (904) 255-3123

Email Address: Swoodard@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation.

(Minimum of 350 words - Maximum of 1 page.)

This legislation will authorize expenditure of FEMA grant funding for the mitigation of a repetitive loss structure at 10253 Shark Rd E. Jacksonville, FL, 32226 (-81.468585, 30.516005). The area affected by this project consists of one residential structure located on a lot on Shark Road East near the Nassau River area, along a section of the Nassau Sound. Heavy rainfall and storm surge leads to the flooding of this property due to its proximity to the Nassau River/ Nassau Sound. The house was flooded with 29 inches of water during Hurricane Matthew in 2016 and 3 feet and 3 inches of water during Hurricane Irma in 2017. The homeowner filed claims for damages which resulted in a loss of \$164,312. The proposed project will protect against future flood damages, health and safety risks, clean-up costs, and displacement time for the residents. Adherence to local ordinance regarding the base flood elevation will prevent future damage to the infrastructure from 100 year and 500 year flooding events. Additionally, this mitigation activity will bring cost savings to the NFIP through reduced flood insurance claims. Currently, the existing structure is substantially damaged and must be replaced. It is susceptible to mold and causing alarm and health detriment to the current residents.

This project will involve the replacement of the existing structure (modular home, currently substantially damaged) at this location. The replacement structure would be elevated to the minimum height required by city ordinance (BFE + 1ft freeboard) in order to achieve protection from the effects of flooding. BFE+1 in this area will require elevation to a minimum height of 10 FT elevation according to North American Vertical Datum of 1988. The proposed method of elevation will be utilization of auger-cast pilings, or other method as determined by a certified engineer or architect. Upgrades to the structure will be made as necessary to ensure compliance with local codes and ordinance. Accessibility to the structure will be addressed by installing stairways and other means of ingress/egress where required. Design and core sampling to be provided by a licensed engineer before work begins. This project will comply w/ ASCE 24-14 per the Guidance and the project will be designated in compliance with NFIP standards in 44 CFR Part 60. The square footage of a resulting structure shall be no more than 10 percent greater than that of the original structure. A final Elevation Certificate will be required prior to closeout along with the deed restriction and Cert of Occupancy or equivalent local certificate.

APPROPRIATION: Total Amount Appropriated: \$175,591.52 as follows:
 List the source name and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s)	From: US Department of Homeland Security	Amount: \$175,591.52
	To: Subfund 331	Amount: \$175,591.52
Name of State Funding Source(s):	From:	Amount:
	To:	Amount:
Name of City of Jacksonville Funding Source(s):	From:	Amount:
	To:	Amount:
Name of In-Kind Contribution(s):	From: Homeowner, DEMMI JO MURPHY, 10253 Shark Road East	Amount: \$33,043.90
	To:	Amount:
Name & Number of Bond Account(s):	From:	Amount:
	To:	Amount:

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

The mitigation grant agreement shall be entered into by the State of Florida, Division of Emergency Management, with headquarters in Tallahassee, Florida (hereinafter referred to as the "Division"), and the City of Jacksonville. The State of Florida received these grant funds from the Federal government, and the Division has the authority to subgrant these funds to the Sub-Recipient upon the terms and conditions outlined in the Subaward Agreement.

For the purposes of this Agreement, the Division serves as the pass-through entity for the Federal award, and the Sub-Recipient serves as the recipient of a subaward. The City of Jacksonville will enter into a subagreement with the homeowner, Ms. Demmi Jo Murphy, to ensure all conditions of the above subaward agreement with the Division are met.

The period of performance, as approved by the Florida Division of Emergency Management (Division) and the Federal Emergency Management Agency (FEMA), shall last no longer than 540 days from the date of contract execution. The Agreement between the Division and the City of Jacksonville shall end on April 1, 2022.

There is a 10% match requirement for this mitigation grant project, to be provided by Ms. Demmi Jo Murphy, the homeowner of the property located at 10253 Shark Rd E. Jacksonville, FL, 32226. The total estimated cost of the project is \$208,635.42, with the federal share being \$175,591.52 (84.16%) and the local share being \$33,043.90 (15.84)*.

***NOTE:** FEMA will only pay \$150,000 in "construction costs." The Homeowner is responsible for construction costs in excess of \$150,000.00. As a result, the cost share amounts in the budget above will not calculate to the exact percentage indicated. Also, Total Project Costs will, in turn, not equal the percentages indicated.

Project Management costs are included for this project in the amount of \$9,935.02.

There will be additional recurring maintenance costs for regular upkeep of the property, to be provided by homeowner as possessor of the property.

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:		Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Justification of Emergency: If yes, explanation must include detailed nature of emergency. <div style="border: 1px solid black; height: 60px; margin-top: 5px;"></div>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision. <div style="border: 1px solid black; height: 60px; margin-top: 5px;"></div>
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Note: If yes, note must include explanation of all-year subfund carryover language. <div style="border: 1px solid black; height: 60px; margin-top: 5px;"></div>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment. <div style="border: 1px solid black; height: 60px; margin-top: 5px;"></div>
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>		Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted? <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> The Fire & Rescue Department / Emergency Preparedness Division will provide oversight on behalf of the City of Jacksonville, The Subaward and Grant Agreement are attached. </div>
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Attachment: If yes, attach appropriate RC/BT form(s).
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div>
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div>
Related Enacted Ordinances?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No
Continuation of Grant?	x	

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

These funds will be used to mitigate a flood-prone property. There is a 10% local match requirement for these funds. The period of performance will not exceed 540 days for this grant project. The property will require landscape and annual recurring maintenance costs, to be provided by the proprietor of the property at 10253 Shark Road East.

Surplus Property Certification?		X
Reporting Requirements?	X	


Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating reports.

Consistent with 2 C.F.R. §200.328, the Sub-Recipient (City of Jacksonville) shall provide the Florida Division of Emergency Management (FDEM) with quarterly reports and a close-out report. These reports shall include the current status and progress by the Sub-Recipient and all subcontractors in completing the work described in the Scope of Work and the expenditure of funds under this Agreement, in addition to any other information requested by FDEM. Quarterly Reports to be provided by the Emergency Preparedness Division. Noah Ray, Program Administrator, (904) 630-7020

Division Chief:  _____
(signature)

Date: 1/3/20

Prepared By:  _____
(signature)

Date: 1/3/2020

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Office, St. James Suite 325

Thru: _____

(Name, Job Title, Department)

Phone: _____

E-mail: _____

From: Steve Woodard, Director of Emergency Preparedness

Initiating Department Representative (Name, Job Title, Department)

Phone: (904) 255-3123

E-mail: swoodard@coj.net

Primary Contact: Steve Woodard, Director of Emergency Preparedness

(Name, Job Title, Department)

Phone: (904) 255-3123

E-mail: swoodard@coj.net

CC: Jordan Elsbury, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: JElsbury@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480

Phone: 904-630-4647

E-mail: psidman@coj.net

From: _____

Initiating Council Member / Independent Agency / Constitutional Officer

Phone: _____

E-mail: _____

Primary Contact: Steve Woodard, Director of Emergency Preparedness

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Phone: (904) 255-3123

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CC: Jordan Elsbury, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: JElsbury@coj.net

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item:

Yes

No

Boards Action / Resolution?

Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED