

MEMORANDUM

Agenda Item No. 11(A)(16)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: November 6, 2024

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution urging the Florida
Legislature and Governor Ronald
D. DeSantis to appropriate
\$4,044,283.46 in funding to
reimburse Miami-Dade County
for certain costs incurred as a
result of Hurricane Irma and
denied by the Federal Emergency
Management Agency due to the
untimely submission of the
appeals for two projects

Resolution No. R-999-24

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor
Chairman Oliver G. Gilbert, III.



Geri Bonzon-Keenan
County Attorney

GBK/ks



MEMORANDUM (Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: November 6, 2024

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County Attorney

SUBJECT: Agenda Item No. 11(A)(16)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, majority plus one ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3) (h) or (4)(c) ____, CDMP 9 vote requirement per 2-116.1(4)(c) (2) ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(16)
11-6-24

RESOLUTION NO. R-999-24

RESOLUTION URGING THE FLORIDA LEGISLATURE AND GOVERNOR RONALD D. DESANTIS TO APPROPRIATE \$4,044,283.46 IN FUNDING TO REIMBURSE MIAMI-DADE COUNTY FOR CERTAIN COSTS INCURRED AS A RESULT OF HURRICANE IRMA AND DENIED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY DUE TO THE UNTIMELY SUBMISSION OF THE APPEALS FOR TWO PROJECTS

WHEREAS, on September 10, 2017, Hurricane Irma made landfall in South Florida as a Category 4 hurricane; and

WHEREAS, in anticipation of landfall, the President of the United States declared a Federal Emergency on September 4, 2017, which allowed Miami-Dade County to seek Federal and State grants for reimbursement of certain hurricane-related expenditures; and

WHEREAS, to date, the County has submitted 224 projects with an estimated total cost of \$283 million to the Federal Emergency Management Agency (FEMA); and

WHEREAS, FEMA requires that the County's reimbursement applications be submitted through the State of Florida's Division of Emergency Management (FDEM); and

WHEREAS, during the current fiscal year, two appeals for Hurricane Irma projects totaling \$3,729,977.28 and \$314,306.18, respectively were denied by FEMA and any opportunity for recovery was lost; and

WHEREAS, although these appeals were submitted by the County within the required timeframe, FDEM did not forward them to FEMA on time; and

WHEREAS, while the County has addressed the issue with both FDEM and FEMA, and the State has acknowledged responsibility, FEMA regulations preclude any recovery due to the untimely filing of the 2 appeals; and

WHEREAS, the Board seeks to urge the Florida Legislature Governor Ronald. D. DeSantis to appropriate \$4,044,283.46 in funding to reimburse Miami-Dade County for certain costs incurred as a result of Hurricane Irma and denied by FEMA due to the untimely submission of the appeals for two projects,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature and Governor Ronald D. DeSantis to appropriate \$4,044,283.46 in funding to reimburse Miami-Dade County for certain costs incurred as a result of Hurricane Irma and denied by the Federal Emergency Management Agency due to the untimely submission of the appeals for two projects.

Section 2. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, the Senate President, the House Speaker, and the Chair and remaining Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the legislative action set forth in section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2025 State Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Chairman Oliver G. Gilbert, III. It was offered by Commissioner **Danielle Cohen Higgins** , who moved its adoption. The motion was seconded by Commissioner **Marleine Bastien** and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	aye
Roberto J. Gonzalez	aye	Keon Hardemon	absent
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 6th day of November, 2024. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

JUAN FERNANDEZ-BARQUIN, CLERK

By: **Basia Pruna**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Christian Fernandez-Andes