



Agenda Date: 10/17/2006
Agenda Placement: 6H

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Martha Burdick for Robert Peterson - Director
Public Works
REPORT BY: Martha Burdick, Public Works Admin Manager, 259-8188
SUBJECT: Approval of Agreement with Maximus

RECOMMENDATION

Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Maximus for a maximum of \$50,000 for the term October 17, 2006 through December 31, 2007 for services related to the filing of claims and disputes related to the 2005-2006 New Year Eve and the April 2006 Flood events.

EXECUTIVE SUMMARY

The County of Napa has filed claims totaling approximately \$6.42 million to the State Office of Emergency Services (OES) and Federal Emergency Management Agency (FEMA) to recover costs due to responding to the damages suffered during the storm events of December 31, 2005 and April of 2006. Much work has been complete and there is still approximately \$3.6 million dollars in damage that has not been repaired. OES and FEMA have rejected many of the County's claims and Public Works has been going through the process of assembling the documentation and information to appeal these denied claims to OES and FEMA.

The proposed action will hire the consulting firm Maximus to assist the County with these appeals and claims. Maximus has extensive experience assisting other public agencies with claims to OES and FEMA, and is well suited to assist the County in recovering funds expended and obtaining funds for damage that still needs repair.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	Roads
Is it Mandatory or Discretionary?	Discretionary

Discretionary Justification:	These services are necessary to assist in disputing the already denied Project Worksheet costs of approximately \$1.5 million by FEMA/OES. Staff does not have the expertise to process these disputes.
Is the general fund affected?	No
Future fiscal impact:	The agreement is slated to expire in December of 2007. Unexpended appropriations will be rebudgeted and reencumbered for Fiscal Year 2007-2008 as appropriate.
Consequences if not approved:	Roads will not recover the maximum amount possible of funds expended for work done related to the New Years Eve and subsequent April 2006 flooding events.
Additional Information:	None

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

As a consequence of the flood emergency commencing on December 30, 2005 and continuing to the present date, County Roads has sustained an estimated \$8 million in damages. Utilizing County road crews and local contractors directly after the January storm, expenses totalling \$4 million were incurred. Working with staff from OES and FEMA, 140 sites were inspected and project worksheets detailing the damages were prepared and submitted for funding approval. To date many of these claims have been denied by OES and FEMA. Public Works is in the process of assembling documentation to appeal these denied claims.

Through this action, Maximus will assist with assembling the documentation, prepare correspondence, and assemble files for the for each claim to ensure the County recovers costs for storm damage repair and to prepare for any future audit of storm related expenditures. Maximus has extensive experience assisting public agencies with disaster expense recovery, and is well suited to assist the County with the tight deadlines for submitting appeals and claims to FEMA and OES. Additional competitive proposals were not solicited because of the extensive experience of Maximus in assisting public agencies with disaster expense recovery and the tight deadlines for submitting appeals and claims to FEMA and OES.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Karen Gratton