

Item # 100₍₂₎

ADDITIONAL MATERIAL

Regular Meeting

JUNE 16, 2020

SUBMITTED AT THE REQUEST OF

**COMMISSIONER LAMAR
FISHER**

Hurtado, Mabel

From: Fisher, Lamar
Sent: Monday, June 15, 2020 11:25 AM
To: Hurtado, Mabel
Subject: FW: BLOC/BCCMA Recommendations to County on Distribution of CARES Act Funds
Attachments: CARES Municipal Partnership Recommendation v4.pdf; BCCMA Letter to B. Henry, Cares Act Funding 5-29-20.pdf; Municipal COVID Costs FINAL, 6-14-20.xlsx

From: Greg Harrison <Greg.Harrison@copbfl.com>
Sent: Monday, June 15, 2020 9:23 AM
To: Lamar Fisher <lamar@fisherauction.com>; Fisher, Lamar <LFISHER@broward.org>
Cc: 'Josh Levy' <JLEVY@hollywoodfl.org>; Adam Reichbach <AREICHBACH@hollywoodfl.org>; Wazir Ishmael <WISHMAEL@hollywoodfl.org>; mltighe <mltighe@browardleague.org>; Rex Hardin <Rex.Hardin@copbfl.com>; FW_Rex Hardin <rex@cypressprintingcenter.com>; Karl C. Thompson, P.E. <kthompson@westonfl.org>; Kathleen Gunn <Kathleen.Gunn@tamarac.org>
Subject: BLOC/BCCMA Recommendations to County on Distribution of CARES Act Funds

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Sir, thank you for the phone call this morning regarding fair and equitable distribution of the CARES Act Funds. I wanted to confirm to you that the municipalities would indemnify Broward County for their own local administration of the CARES Act Funds.

On behalf of BCCMA, we are requesting that you present this E-mail and the attachments as further documentation and options based on actual expenses as follows:

- Option 1, BCCMA Letter to Ms Henry on 5/29/2020, asking for a straightforward allocation of \$100 million and distributed by population
- Option 2, CARES Municipal Partnership Recommendation as of 6/15/2020

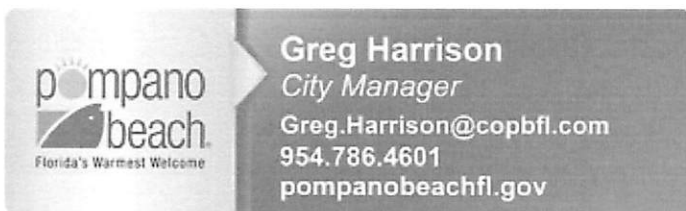
This Federal money was distributed by the State to the County based upon Broward County's population which is overwhelmingly comprised of cities and is evidenced with the following chart:

RECIPIENT COUNTY	TOTAL POPULATION	UNINCORPORATED POPULATION	UNINCORPORATED AS PERCENT OF TOTAL
Brevard	594,469	221,729	37.3%
Broward	1,919,644	15,304	0.8%
Hillsborough	1,444,870	988,250	68.4%

Lee	735,148	361,315	49.1%
Miami-Dade	2,812,130	1,212,200	43.1%
Orange	1,386,080	876,910	63.3%
Palm Beach	1,447,857	629,451	43.5%
Pasco	527,122	481,604	91.4%
Pinellas	978,045	277,559	28.4%
Polk	690,606	423,366	61.3%
Volusia	538,763	118,208	21.9%

In other words, Broward County would not have received these funds had it not been for the municipalities cumulative population. Please feel free to contact me at your convenience if you have any questions or concerns.

Respectfully,





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Tamarac

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Karl C. Thompson, P.E.
Assistant City Manager/COO
Weston

May 29, 2020

Ms. Bertha W. Henry
County Administrator
115 S. Andrews Avenue, Room 409
Fort Lauderdale, FL 33301

Re: CARES Grant Fund

Dear Ms. Henry:

Your participation in BCCMA phone calls is much appreciated by our membership. Your input assists municipal managers in getting questions answered quickly, enabling us to make well-informed decisions for our municipalities. On our most recent call, you spoke about the June 2, 2020 Broward County Agenda Item #8 requesting the appropriation of the \$340.7 Million received by Broward County for the Coronavirus Aid Relief and Economic Security (CARES) Grant Fund.

As you are aware, local governments with populations less than 500,000 were not direct recipients of CARES Act funding. Because the population numbers of Broward municipalities were used to calculate the \$340.7 million received by Broward County, BCCMA respectfully requests that the County distribute a portion of these funds to resident municipalities based on their population size. This much needed assistance will help municipalities close the projected \$100 million funding gap due to the effects of the COVID-19 pandemic.

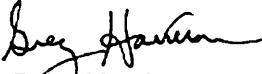
Although every municipality within Broward County has a population less than 500,000, each one has incurred significant costs due to expenditures directly related to the COVID-19 public health emergency. These costs were not accounted for in budgets most recently approved as of March 27, 2020 and were incurred during the period beginning March 1, 2020 and ending December 30, 2020.

Thank you in advance for advising the Broward County Board of Commissioners of this request for a distribution of CARES Act funding based on municipality population size. As Agenda Item #8 outlines, this request is in line with the approach advocated jointly by the Florida Association of Counties and the Florida League of Cities to Governor DeSantis in the distribution of CARES Act funds received by the State of Florida.

Ms. Bertha Henry
May 29, 2020
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We appreciate your consideration of this request as you deliberate, along with the Broward County Commission, about the appropriation, expenditure and distribution of CARES Act funds on June 2 and at any and all subsequent meetings related to this matter. I am available to discuss the above should you have any questions or require further information.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Harrison", written in a cursive style.

Greg Harrison
President

**“CARES” FOR ONE BROWARD
COUNTY AND MUNICIPAL PARTNERS IN COVID RESPONSE**

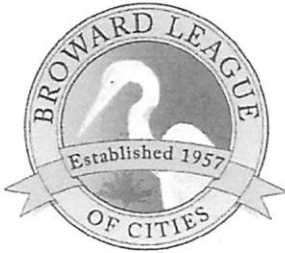
TREASURY GUIDANCE	ADMINISTRATOR'S RECOMMENDATION	AMOUNT	MUNICIPAL PARTNERSHIP RECOMMENDATION	
Medical Expenses <ul style="list-style-type: none"> • COVID-19-related expenses of public hospitals, clinics, and similar facilities • Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs. • Costs of providing COVID-19 testing, including serological testing • Emergency medical response, including emergency medical transportation related to COVID-19. • Expenses for establishing/operating public telemedicine capabilities for COVID-19- related treatment. 	<p>For extensive COVID-19 testing, including serological testing, throughout the county and at repeated intervals to ensure comprehensive data on community infection is available for policy-makers given the very real possibility of a second wave in the summer or fall. Program will include in-home testing, testing of staff and clients at skilled nursing facilities, assisted living facilities, adult day care centers, and pop-up sites to ensure full coverage. This will include partnerships to deliver diagnostic testing and antibody testing.</p>	\$60 M	County: \$60M Cities: \$0	<p>Maintain County Administrator's recommendation.</p>
Public Health Expenses <ul style="list-style-type: none"> • Expenses for communication and enforcement by State, territorial, local, and Tribal governments of public health orders related to COVID-19. • Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, for medical personnel, police officers, social workers, child protection services, and child welfare officers, direct service providers for older adults and individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency. • Expenses for disinfection of public areas and other facilities, e.g., nursing homes, in response to the COVID-19 public health emergency. • Expenses for technical assistance to local authorities or other entities on mitigation of COVID-19-related threats to public health and safety. • Expenses for public safety measures undertaken in response to COVID-19. • Expenses for quarantining individuals. 	<p>This includes focused monitoring of Nursing Homes, Assisted Living and Adult Day Care Facilities and support for a robust contact tracing program. This will also address unanticipated health-care related expenses needed for the two BARC facilities and Nancy J. Cotterman Center.</p> <p>Hurricane preparation that fosters social distancing, including the renting of hotels and other costs for shelter spacing and staff. The County plan contemplates nearly 1,000 residents for special needs, requiring additional protective measures due to compromised immune systems.</p> <p>Work with the Sheriff and others to acquire and store PPE in preparation for the upcoming flu season, which we anticipate will be indistinguishable from the normal flu; provide funds for substantially higher levels of cleaning and disinfection for over 200 County buildings; and public awareness campaigns.</p> <p>A supported isolation program will provide support for families in need of temporary isolation, including hotel stays, food and other needs to encourage people to not work if they are sick.</p>	\$100 M	County: \$65M Cities: \$35M	<p>Partner with County program in order for municipal fire/rescue departments to assist with monitoring assisted living and adult day care facilities in a countywide uniform process.</p> <p>Partner with County on the acquisition of adequate supplies of PPEs for all municipal EOCs, specifically in preparation for hurricane season and upcoming flu season.</p> <p>Partner with County on the continuous cleaning and sanitation of all government facilities at the County and municipal level to safeguard staff and patrons.</p> <p>Partner with County on a consistent and unified public awareness campaign.</p>

“CARES” FOR ONE BROWARD
COUNTY AND MUNICIPAL PARTNERS IN COVID RESPONSE

Payroll Expenses <ul style="list-style-type: none"> Public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. 	Payroll expenses for public safety, public health, health care, human services, and similar employees.	\$60 M	County: \$30M Cities: \$30M	Partner with County to develop a uniform approach to reimbursing costs for ALL law enforcement and fire/rescue personnel including BSO and municipal departments.
Facilitate Compliance Expenses <ul style="list-style-type: none"> Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions. Expenses to facilitate distance learning, including technological improvements, in connection with school closings to enable compliance with COVID-19 precautions. Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions. COVID-19-related expenses of maintaining state prisons and county jails, including as relates to sanitation and improvement of social distancing measures, to enable compliance with COVID-19 public health precautions. Expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions. 	Fund additional compliance activities to the spread of COVID-19. Provide support and reimbursement for County telework and distancing programs to reduce the rate of infection for county employees, including new federally mandated paid sick and family leave due to COVID-19, and anticipated expenses for safe reopening of County government. Mobile sanitation stations for individuals experiencing street homelessness.	\$20 M	County: \$15M Cities: \$5M	Partner with County to provide reimbursement to cities for telework and distancing programs in order to reduce the rate of infection for City employees, including new federally mandated paid sick and family leave due to COVID-19, and anticipated expenses for safe reopening of City government facilities.

**"CARES" FOR ONE BROWARD
COUNTY AND MUNICIPAL PARTNERS IN COVID RESPONSE**

Economic Support Expenses <ul style="list-style-type: none"> Expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. Expenditures related to a State, territorial, local, or Tribal government payroll support program. Unemployment insurance costs related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise. 	<p>Grants and technical assistance to small businesses to reimburse the costs associated with business interruption caused by required closures due to COVID-19, including a marketing campaign to encourage support for local businesses affected by COVID-19</p> <p>Assistance to individuals for payment of overdue rent or mortgage payments to avoid eviction or foreclosure, or unforeseen financial costs for funerals and other emergency individual needs that the County finds necessary to sustain an individual/family due to COVID-19.</p> <p>Additionally, support for food banks and meals to stock pantries to service unemployed resident.</p>	\$80M	County: \$50M Cities: \$30M	<p>Partner with County to develop a countywide Economic Response Program administered by the County.</p> <p>Municipalities will serve to assist with promoting, intaking, reviewing and distributing resources.</p> <p>Certain elements better suited for implementation on countywide level shall be centralized to the County while other elements can be decentralized and administered by municipal partners.</p>
Other COVID-19 Expenses Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Funds' eligibility criteria	Costs to assure a safe election including support for mail-in ballots, sanitation of polls, PPE for poll workers, other essential government and constitutional functions disrupted by the pandemic.	\$20.7 M	County: \$20.7M Cities: \$0	Maintain County Administrator's recommendation.
TOTAL		\$340.7 M	COUNTY: \$240.7M CITIES: \$100M	



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Mary Lou Tighe
Executive Director
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Deputy Executive Director

June 14, 2020

The Honorable Dale Holness, Mayor
The Honorable Steve Geller, Vice Mayor
The Honorable Nan Rich, Commissioner
The Honorable Mark Bogen, Commissioner
The Honorable Michael Udine, Commissioner
The Honorable Lamar Fisher, Commissioner
The Honorable Beam Furr, Commissioner
The Honorable Tim Ryan, Commissioner
The Honorable Barbara Sharief, Commissioner
Broward County Board of Commissioners
115 S. Andrews Avenue
Fort Lauderdale, FL 33301

Dear Mayor, Vice-Mayor and Commissioners,

We are writing to you as the members and on behalf of the Broward League of Cities ("BLOC") CARES Act Task Force regarding the County's proposed allocation of CARES Act funding which is scheduled for a discussion at your upcoming Board meeting. The BLOC Task Force has been working with the Broward County City Managers' Association ("BCCMA") to ensure a collaborative and consistent approach to a proposed fair, equitable and transparent allocation of CARES Act funding received by Broward County intended to cover qualified reimbursement of municipal and County expenses as well as a partnership with the County for future COVID-19 related efforts.

In summary, the stated intent, as set forth by Governor Ron DeSantis, the congressional action, and the U.S. Department of Treasury, is that the CARES Act funding provided to Broward County must be fairly and equitably apportioned with municipalities for qualified expenditures incurred and those which will be incurred in the future by the municipalities. This allocation represents an existing and on-going partnership with Broward County to address the unprecedented costs and challenges for all 31 municipalities and the County. We are proposing a collaborative methodology to construct that allocation method with BLOC, BCCMA and the County, guided by principles of fairness, equity and transparency.

The U.S. Department of Treasury ("Treasury") has provided Broward County direct funding derived from the CARES Act implementation in the amount of \$340 Million. The State received \$1.275 billion which the Governor has since allocated to the 55 counties that did not receive, as did Broward County, direct funding from Treasury. As Governor Ron DeSantis stated unequivocally on June 2, 2020,

All counties, including counties that already received direct payment from the U.S. Department of the Treasury, should provide funds to municipalities located within their jurisdiction on a reimbursement basis for expenditures eligible under the CARES Act and related guidance.



Suite 122 Governmental Center, 115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Phone: 954.357.7370
Internet: www.browardleague.org



Similarly, according to guidance issued by Treasury, the CARES Act funding should be disbursed to "ensure equitable treatment among local governments of all sizes." Therefore, it is clear that the legislative and executive intent is that the CARES Act funds provided to Broward County must be apportioned amongst municipalities and the County to reimburse qualifying expenditures to date and projected into the future.

To achieve the response and mitigation successes in Broward County, each of our municipalities have incurred significant expenditures, including expenses related to PPE for thousands of public employees, workspace sanitation, first responders, employees dedicated to mitigating and/or responding to the COVID emergency, teleworking hardware and software, equipment, community programming, food distributions, communications and more. Additionally, as an example, the disinfecting of municipal buildings across the county, which far exceed the number of county buildings, will be a substantial and costly undertaking.

Based upon submissions by the BCCMA, the collective and projected qualifying expenses for Broward's 31 municipalities through December 31 are presently estimated at over \$200,000,000. That being said, we acknowledge there must be discussion on fair and equitable allocation, including some compromises, given the overwhelming expenditures which could not be fully covered by the CARES Act funding provided to the County.

However, if our municipalities do not receive a fair and equitable allocation despite the clear mandates from Governor DeSantis and Treasury, there may be resulting cuts in programs or increase in taxes at the municipal level. These negative outcomes would be the direct result of Broward County not fairly and equitably allocating funds which the Governor and Treasury intended to be provided to municipalities.

As to future services to be funded through CARES Act dollars, as you know, our municipalities offer direct services to residents and businesses and we are prepared to partner with the County for delivery of services which may be funded by some portion of the \$340 million. For instance, because we are on the front line of engaging Assisted Living Facilities ("ALFs") during COVID-19 and hurricanes, we already have the infrastructure to effectively and efficiently engage and monitor ALFs. It would make little sense for the County to contract out or generate additional bureaucracy for some of the items proposed by County staff. The most effective and efficient method to address some future expenditures is through a defined partnership between the County and municipalities.

We have reviewed the two-page recommendation of County staff for allocating the available \$340 Million. While we take no exception with the broad categories of qualified expenditures, there are many questions as to how the specific allocations were calculated across these broad categories and then how the particular line items will be allocated and spent. Said another way, this two-page proposal is, at best, a place to initiate our discussions since under no circumstances would this Board allocate a \$340 million budget based upon a two-page general submission from staff. We are requesting the full back-up for County staff's two-page proposal, including how the allocation numbers amongst the categories was determined and the detailed plan for expenditure for each line item, before any final decision is made by this Board.

We propose that a working group of BLOC, BCCMA and County staff work expeditiously to construct a methodology for fair and equitable allocation, along with transparent oversight to include protective indemnification. Thereafter, we request the Board schedule a Commission meeting to address the allocation issues for consideration. We are prepared to start those discussions today. In the meantime, we request this Board to direct staff to review the attached proposal for partnership and hold in trust the amount that we have submitted for municipal expenditures.



While this upcoming meeting is the last scheduled meeting for your Board before the traditional summer break, these unprecedented circumstances compel us to all work together throughout the summer. We are prepared to continue the necessary partnership for the benefit of all of our Broward County residents, businesses and visitors.

Sincerely,

Mayor Josh Levy, Hollywood – Chair, BLOC CARES Act Task Force
Commissioner Felicia Brunson, West Park – Member, BLOC CARES Act Task Force
Commissioner Todd Drosky, Deerfield Beach - Member, BLOC CARES Act Task Force
Mayor Rex Hardin, Pompano Beach - Member, BLOC CARES Act Task Force
Mayor Lori Lewellen, Dania Beach - Member, BLOC CARES Act Task Force
Mayor Greg Ross, Cooper City - Member, BLOC CARES Act Task Force
Mayor Mike Ryan, Sunrise - Member, BLOC CARES Act Task Force
Mayor Ken Thurston, Lauderhill - Member, BLOC CARES Act Task Force
Mayor Ana Ziade, North Lauderdale - Member, BLOC CARES Act Task Force
Adam Reichbach, Assistant City Manager, Hollywood, BCCMA Liaison to CARES Act Task Force

Attch: BLOC Proposal for Partnership Allocation and Reimbursement

c: Commissioner Traci Callari, BLOC President
BLOC Board of Directors



Suite 122 Governmental Center, 115 South Andrews Avenue

Fort Lauderdale, Florida 33301

Phone: 954.357.7370