



State of Emergency: Debris, More Debris, and Lessons Learned



Presented by:
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DEBRIS – KEY ISSUES:



- Getting it done
- Getting reimbursed



CHALLENGE: DEBRIS



- LAND-BASED
 - US 1: FDOT responsibility
 - County Roads: County responsibility
- MARINE



LAND-BASED DEBRIS REQUIREMENTS

- Contractor who will show up
- Properly permitted debris sites
 - Transfer stations
 - Disaster debris management sites (DDMS)
 - Final disposal sites



#1: CONTRACTOR WHO WILL SHOW UP

Prepositioned Contract 6/21/2017:

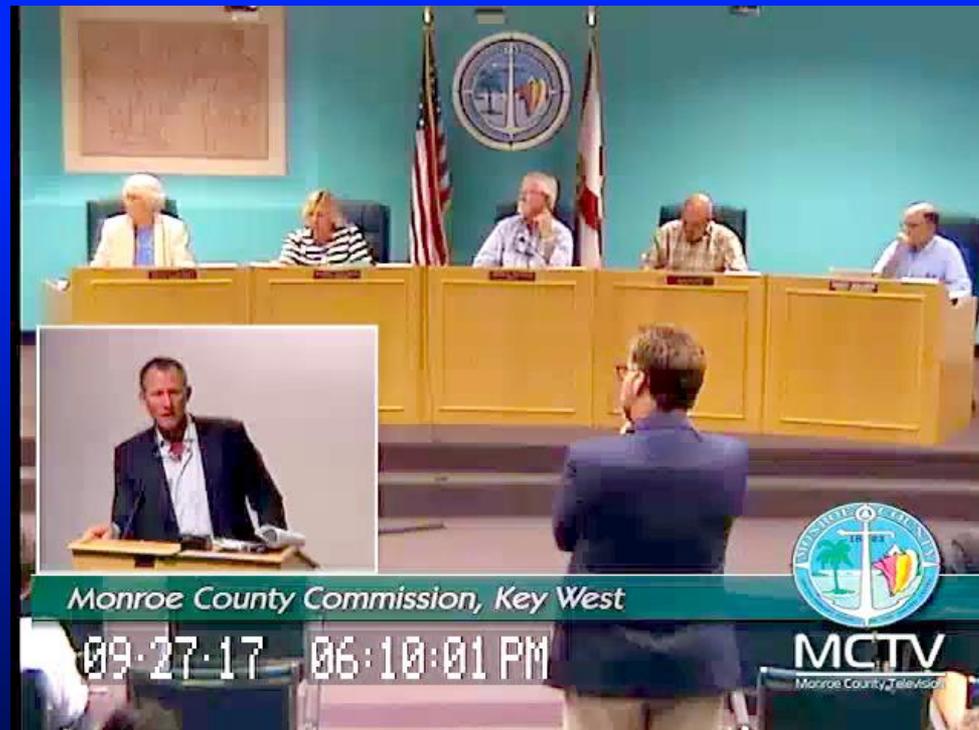
Within 24 hours of notification by County, contractor personnel will establish presence in county and prepare a minimum of four temporary debris sites for the following levels of response for debris collection:

Tropical Storm or Category 1 hurricane	50 trucks (incl. personnel and loading equipment);
Category 2 or 3 hurricane	150 trucks
Category 4 or 5 hurricane	200 trucks

33% of minimum equipment requirement must be present and working with 72 hours
66% of minimum requirement present and working with 120 hours of request
100% of minimum requirement present and working within 180 hours of request.



#1: CONTRACTOR WHO WILL SHOW UP



BOCC MEETING 9-27-2017



RESULT:

- Telephone call with PDAT attorneys!
- Emergency procurement!
 - *Practice tip: Use FS 252.38(3)(a) and keep your local emergency declarations going!*
- > 2.5 million cubic yds & 20,000 white goods picked up County-wide
- Waived transfer fees for residents at County transfer stations, through March 24.



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Friday

County's debris hauler files lawsuit

BY TIMOTHY O'HARA
Key West Citizen

Monroe County's contracted debris hauler, Ashbritt Inc., has filed a lawsuit asking to be let out of its contract, claiming they've fulfilled the duties and are being asked to finish work of a FDOT hauler that undercut Ashbritt's business and performed shoddy work.

The lawsuit against the county comes as local governments are still working on removing all of the roadside debris, especially in some

of the hardest hit areas.

FDOT (Florida Department of Transportation) wants to pull out its contractors, which would require Keys those contractors previously handled. Ashbritt owner Randy Perkins claims his company fulfilled its duties and should be cut loose. He added that he would be opening up the company to legal liability if the county or private owners wanted to sue because of damage done to property by the FDOT contracted crews or other issues from those

crews work, Perkins said.

The lawsuit is a culmination of weeks of sparring between the county, the state and Perkins about how Gov. Rick Scott and FDOT issued lucrative contracts to hauling companies, which has put Ashbritt in competition with FDOT contracted haulers, Perkins said. Perkins bid was rejected. Perkins is a former Democrat Congressional candidate.

"Notably, the DOT rejected Ashbritt's bid which had offered a combined rate of under \$14 cy

(cubic yard), which was less than its pre-existing contract price," the lawsuit stated. "In the pre-position contracts that the DOT ignored, the average price for removal of the white goods (appliances) to temporary debris management sites, including all six contractors, was \$98.00."

By comparison, FDOT awarded contracts to companies at a rate of as much as \$969 per freezer, fridge and other appliance, the lawsuit

See LAWSUIT, Page 12A

WEATHER



Monika Jaroszewicz, fifth grade,
Poinciana Elementary School

See forecast on Page 2A

KEY WEST

City transit offers
Safe Ride shuttles

Why stress about park-



#2: DEBRIS SITES

1. Line them up in advance!
2. Have 3x as many as you think you need.
3. Most debris contractors charge a “per day” Debris Site management charge, so it’s better to have fewer bigger ones than many small ones.
4. Make sure you have some that are accessible to water for marine debris.



#2: DEBRIS SITES



Other considerations:

- Type of degree handling
- Proximity to residents.



MORE LESSONS LEARNED FROM LAND-BASED DEBRIS

Set deadlines for putting out on the roads – **and publicize them!**





MARINE DEBRIS (Canals and Navigable Waters)



- ~300 canals
uninincorporated
County
- + 200 canals
municipalities





MARINE DEBRIS

MOU with DEP

- **Mutual Aid Agreement (FS 252.40)**
- **DEP pays \$6 million up front**
- **County has 2 years to pay DEP back, then seeks reimbursement from FEMA**
- **Separate MOUs with two municipalities**



MARINE DEBRIS

- **State is not required to follow Super Circular procurement rules (2 CFR 200.317)**
- **FEMA: County will not be required to show that it followed **local government** procurement rules for these contracts.**



MARINE DEBRIS –

Private Property Debris Removal (PPDR)

- 1. Send letter to *FEMA* (through *DEM*) asking for inclusion in PPDR program. Have an ordinance saying that local government has responsibility for the cleanup. Letter must say:**
 - Work is necessary for public health**
 - Local government has legal responsibility (ordinance)**
 - Indemnification for federal government (local property owners or local government)**



MARINE DEBRIS

- Only covers debris floating on top & not tied to seawall (*see the PAPPG!*)
- If State funds being used, request must be entered into EM Constellation
- FEMA will only reimburse for debris from that storm (*how do you prove that??*)



Monroe County / DEP MOU signed 2-6-2018



**Work began
2-18-2018.**



TIME DEADLINE FOR DEBRIS WORK:

Six (6) months from date of
FEDERAL declaration for Category
A work, unless extension authorized
by **FEMA**



THANK YOU!



to everyone who showed up to help Monroe County --

Questions?

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