

BOARD OF PORT COMMISSIONERS OF THE LEE COUNTY PORT AUTHORITY

1. WORDING FOR AGENDA:

Request Board approve Amendment #1 to the Federally Funded Subgrant Agreement between the Lee County Port Authority and the State of Florida Department of Community Affairs for reimbursement of security expenses during periods of orange alert.

2. SUBJECT CATEGORY:

Budgeting, Purchases, Contracts, and Agreements

A14A

3. MEETING DATE:

04-06-2004

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC

TIME REQUIRED:
(Public Only)

5. REQUIREMENT/PURPOSE:

(Specify)

- STATUTE
- ORDINANCE
- ADMIN.CODE
- OTHER

6. REQUESTOR OF INFORMATION:

A. (ALL REQUESTS)

NAME Mark R. Fisher
DEPT. Development

B. (PUBLIC ONLY)

CITIZEN NAME _____
CITIZEN PHONE _____

7. BACKGROUND:

Public Law 108-11, enacted April 16, 2003, provides funding for critical infrastructure protection through the Office of Domestic Preparedness, to include operational costs and personnel overtime. The funding under P.L. 108-11 is limited to specific timeframes when there is a heightened threat level. The periods covered under this reimbursement subgrant are when the Department of Homeland Security raises the Threat Level to High (orange). The first period available for reimbursement was from March 17, 2003 through April 16, 2003, and from May 20, 2003 through May 30, 2003. The Port Authority was reimbursed for \$36,302 in contract labor costs for providing required security coverage to access points at Southwest Florida International Airport.

The Subgrant extends for a time period through April 30, 2005, pending elevation of the threat level and future authorization.

Amendment #1 to the Subgrant covers the orange alert threat level from December 21, 2003 through January 9, 2004. The reimbursement requested for this time period is approximately \$8,340.

The FDCA has requested that the execution of this agreement be expedited in an effort to satisfy their funding cycles.

8. RECOMMENDED ACTION:

Recommend Board approve Amendment #1 to the Federally Funded Subgrant Agreement between the Lee County Port Authority and the State of Florida Department of Community Affairs for reimbursement of security expenses during periods of orange alert.

9. RECOMMENDED APPROVAL

DIVISION DIRECTOR	GENERAL SERVICES	FINANCE	PORT ATTORNEY	DEPUTY, EXECUTIVE DIRECTOR	EXECUTIVE DIRECTOR
					

10. SPECIAL MANAGEMENT COMMITTEE ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Chairman

11. PORT AUTHORITY ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

FEDERALLY FUNDED SUBGRANT AGREEMENT

AMENDMENT #1

DCA Agreement Number _____

This Amendment modifies a **FEDERALLY FUNDED SUBGRANT AGREEMENT** (Agreement), identified by the Contract No. shown above, between the State of Florida, Department of Community Affairs (Department) and (Recipient). In support of the Amendment, the parties state:

WHEREAS, the Department and the Recipient have entered into an Agreement providing for Modification in Paragraph C (4); and,

WHEREAS, based upon the subsequent Orange Alert, the parties desire to modify said Agreement to add additional funds for the period from December 21, 2003 through January 9, 2004.

NOW, THEREFORE, the above-referenced Agreement is modified as follows:

1. **EXHIBIT – 1, COMPLIANCE REQUIREMENTS APPLICABLE TO THE FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:** Paragraph 3 is modified to read as follows:

3. The recipient agrees that federal funds under this award will be used to supplement but not supplant state or local funds for first responder preparedness. Critical infrastructure protection funds may be used to cover costs incurred during the heightened period of threat that existed between March 17, 2003 and April 16; between May 20, 2003 and May 30, 2003; and between December 21, 2003 and January 9, 2004.

2. All other terms and conditions of the Agreement shall remain in full force and effect.

Recipient: Lee County Port Authority

BY: _____

Name and title: _____

Date: _____

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

BY: _____

Name and Title: W. Craig Fugate, Director

Date: _____

FEDERALLY FUNDED SUBGRANT AGREEMENT; AMENDMENT #1