

## MEMORANDUM

**TO:** Governing Board Members

**FROM:** Carolyn S. Ansay, General Counsel

**DATE:** August 31, 2012

**SUBJECT:** Amended Emergency Authorization Associated with Tropical Storm Isaac – Procurement of Goods and Services

**Background:**

On August 26, the Executive Director issued Emergency Final Order No. 2012-094-DAO. The Order was based upon a finding that a serious threat to the public health, safety, and welfare existed due to the impacts of Tropical Storm Isaac. The Order authorized the procurement of the equipment, services, and commodities necessitated by this emergency without advertisement or competition for the procurement of all goods and services, not to exceed \$500,000.00, necessary to prepare, maintain and restore SFWMD canals, works, lands, equipment and facilities to full operational condition.

Tropical Storm Isaac's impacts have required the emergency procurement of goods and services. These purchases have approached the \$500,000.00 threshold set by Order No. 2012-094-DAO.

On August 30, 2012, the Executive Director issued Order No. 2012-101-DAO, Amending the Emergency Authorization for procurement of goods and services, increasing the threshold amount set by Order No. 2012-094-DAO by an additional \$500,000.00, to not exceed \$1,000,000.00. All such procurements shall be reported to the Governing Board within thirty (30) days. The Order will expire on September 25, 2012, unless otherwise extended or terminated by the Executive Director or Governing Board. Pursuant to § 373.119, Florida Statutes, the Order must be presented to the Governing Board for concurrence.

**How this helps meet the District's Mission:**

This is an integral part of the District's ability to perform its regulatory and land management missions.

**Funding Source:** Budgeted ad valorem funds will be used for any staff time associated with implementing and enforcing the order.

**This item impacts what area of the District, both resource area and geography:**

The Order applies to the entire District jurisdictional area and the Water Resources Management and Land Resources resource areas.

**What concerns could this Board item raise?** If the Governing Board does not concur with the Executive Director's emergency authorization, the Order will expire and those subject to the Order would not be able to take the necessary steps to alleviate the impacts of Tropical Storm Isaac.

**Why should the Governing Board approve this item?** Section 373.119, Florida Statutes, requires the Governing Board concurrence for emergency authorizations issued by the Executive Director.

If you have any questions, please do not hesitate to call me at extension 6976.

CSA/kr