

Below is the latest FEMA information, 12/27/2022

The lawyer's comments are attached. There is a # reflected in the commentary back to a # in the lawyer's comments. This is to assist the trustees to verify the lawyer's comments that support the commentary.

1. Lawyer's comments #3 Dec 21st

Now for the good news.

The deadline to complete Emergency Work, which is category A and B (Debris and Emergency Protective Measures, respectively) is 180 days from the start of the incident period, which was September 23rd so that would make it around March 20, 2023. The deadline to complete Permanent Work, which is everything else, is 18 months from the start of the incident period, which would put it around March 20, 2024. So, we have time to get the work done.

Just remember, the later we submit, the longer we don't have the funds to do the work.

We have already lost 12½ % on all future claims.

2. Lawyer comments #4.

I have sent probably 20 e-mails to Brett trying to get the information I needed. Brett was the attorney contact and the FEMA contact and controlled the information.

Now for the bad news. When I read the lawyers answer, I cried. The thought that I could not get the information earlier, and the fact it put the park behind on the documentation required to get paid because I could not get the information earlier, was not acceptable. I was not the attorney contact and not the FEMA contact and could not get the information I needed from Brett.

So finally, on December 18th after Brett resigned, I went directly to the attorney and I asked if after December 7th bids are no longer emergency bids (one bid vs three), do they require us to follow our procurement policy for FEMA payment? His statement in summary is that we must follow our procurement policy and not use the emergency process, or we won't be paid. Can't use one bid only. We also must include in the contract the special FEMA language he attached.

We have not done that. I did not print it since I did not want to kill another tree. So, we may have one bid on some items under \$35,000 but FEMA requires we request 3 bids. So, we need to address this issue to be paid from FEMA. Must include the FEMA wording.

Now for the worst part. Per state law all bids over \$35,000 requires us to use a sealed bid process. Our procurement policy states a possible sealed bid required over \$40,000 . We must update that policy. The main issue is we have not yet received any bids over \$35,000 as sealed bids. So, we must address this ASAP as well.

3. Based on this information and the need for clear bid requests, and where our bidding is right now, I am requesting John to please set up a FEMA Committee.

I also recommend that the committee be broken up into two groups to focus on the process. All bids would require the FEMA wording.

I suggest one group to focus on Bids under \$35,000. Setting up individual files for each damaged item which would include photos, bid request and the bids. Determining if we already have any bids and request up to 3 bids. The bid we have must include FEMA wording.

One group to focus on sealed bids over \$35,000. Again, setting up individual files for each damaged item which would include photos, bid request, etc. Dates to open sealed bids in a public trustee meeting.

4. Attached is the list of questions I gave to John to coordinate gathering information from Brett. This information is based on using the FEMA cost sheet Brett has sent to Trustees to gather data for bids, etc.
5. The FEMA cost sheet is attached. I am asking each Trustee to please look at this and provide the missing information you can identify, so all damage is identified for bids, etc. We show 30 items presently requiring bids. I know there are more.
6. Last but not least, I have asked the attorney some additional questions for our knowledge and consistency. I have also sent him the comments Brett sent to each of us to verify the attorney has all he needs based on this information. I have not heard back yet.