

Unified Public Assistance Project Decision Team
Eligibility Decision
Decision Date: May 22, 2009

Dispute #: 71
Subgrantee: Sewer and Water Board of New Orleans
DR: 1603
PW(s): 3535
Project: Force Account Labor Overtime

Description of Dispute

Determine if costs associated with force account labor overtime are eligible, including 300+ staff members staffing facilities on a 24-hour daily basis, interpretation of "Network" employee job functions, and periods in which emergency overtime costs are eligible.

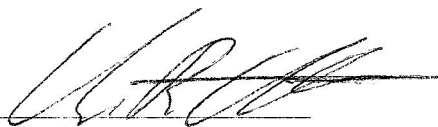
Unified PAPDT Decision

The applicant has appealed the determination in accordance with FEMA's appeal process described in Title 44 C.F.R. §206.206. Accordingly, no determination will be made by the Unified PAPDT.

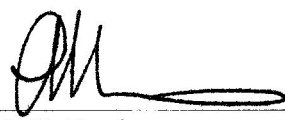
The PAPDT notes the applicant's reasons for disputing the current FEMA eligibility determination. The applicant contends an additional \$1,759,598 in force account labor should be deemed eligible for a number of reasons, to include:

- The time period subsequent to the event in which emergency work for force account labor was deemed eligible,
- The number of departments within the SWBNO in which allowable overtime costs would be considered eligible, to include the "Networks Department" which should be considered based on its functional responsibilities related to the water, sewer, and drainage networks,
- The applicability of the Emergency Pay Policy, and
- The eligibility of daily hours when employees were paid up to 24 hours per day.

The PAPDT will ensure the applicant's position is brought forward to the appropriate officials responsible for the appeal determination under Title 44 C.F.R. §206.206.



Charles R. Axton
FEMA Lead
Unified PA Project Decision Team



Mark DeBosier
Acting Assistant Deputy Director
Disaster Recovery

- Concur
- Non-Concur