

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MARCH 5, 2013
11:00 A.M.**

Proceedings of a special meeting of the Board of County Commissioners of St. Johns County, Florida, held in the auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida.

Proof of publication of the notice of a special meeting to hold a private meeting was received, having been published in *The St. Augustine Record* on March, 1, 2013.

Present: John H. Morris, District 4, Chair
 William A. McClure, District 3, Vice Chair
 Cyndi Stevenson, District 1
 Ron Sanchez, District 2
 Rachael Bennett, District 5
 Michael Wanchick, County Administrator
 Patrick McCormack, County Attorney
 Lenora Newsome, Deputy Clerk

(03/05/13 - 1 - 11:06 a.m.)

CALL TO ORDER

Commissioner Morris called the special meeting to order.

(03/05/13 - 1 - 11:06 a.m.)

1. 11:00 A.M. - CLOSED SESSION - THE BOARD OF COUNTY COMMISSIONERS WILL HOLD A SPECIAL PUBLIC MEETING ON TUESDAY, MARCH 5, 2013, BEGINNING AT 11:00 A.M., IN THE COUNTY ADMINISTRATION COMPLEX LOCATED AT 500 SAN SEBASTIAN VIEW, ST. AUGUSTINE, FLORIDA. THE MEETING WILL BE HELD IN THE COUNTY AUDITORIUM. THE PURPOSE OF THE SPECIAL PUBLIC MEETING WILL BE TO ANNOUNCE AND TO HOLD A PRIVATE ATTORNEY-CLIENT MEETING. THE SPECIAL PRIVATE ATTORNEY-CLIENT MEETING WILL BE HELD IN ACCORDANCE WITH SECTION 286.011(8), FLORIDA STATUTES, AND WILL BE CONFINED TO SETTLEMENT NEGOTIATIONS AND LITIGATION EXPENSE STRATEGY PERTAINING TO THE LAWSUIT BETWEEN ST. JOHNS COUNTY, FLORIDA V. FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION, DOAH CASE NO. 12-2926. ST. JOHNS COUNTY IS A PARTY TO THAT LAWSUIT. THE SPECIAL PRIVATE ATTORNEY-CLIENT MEETING WILL BE HELD IN THE BCC EXECUTIVE CONFERENCE ROOM ADJACENT TO THE AUDITORIUM

McCormack informed the Board that he needed advice concerning the St. Johns County versus Florida Agency of Health Care Administration, DOAH Case No. 12-2969, and said Florida Statute Section 286.011 allowed the Board to hold a private meeting in order to provide that advice.

(11:07 a.m.) Morris said the closed attorney-client meeting concerning the Medicaid Lawsuit would commence at 11:07 a.m., in the Executive Conference Room and was estimated to last about one hour; he announced persons attending the meeting were: Jay Morris, Bill McClure, Cyndi Stevenson, Ron Sanchez, Rachael L. Bennett, Michael D. Wanchick, Patrick F. McCormack, David M. Migut, and Janet Beason, Court Reporter.

(11:07 a.m.) McCormack requested that the Board move to the executive conference room. Morris recessed the Special meeting.

(11:34 a.m.) Morris reconvened the Special meeting, and announced the termination of the Closed Attorney/Client Settlement Meeting.

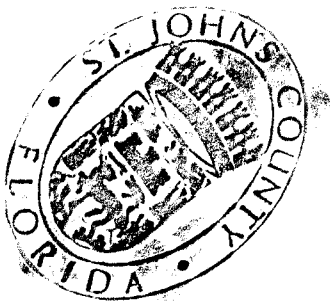
(11:35 a.m.) McCormack briefed the Board on the mediated settlement agreement between the County and the Florida Agency for Health Care Administration in Case No. 12-2926, then, gave a recommended settlement proposal, where the parties agreed that the appropriate amount for certification as the unpaid backlogged billing amount under the pertinent Florida Statute related to Medicaid payments due from St. Johns County, would be changed to \$255,000 and from that amount, St. Johns County would be credited for all payments, which had been made by the County towards the backlogged billing amount through withholding by the Department of Revenue. McCormack said that as part of the proposed agreement, the County would coordinate with the Department of Revenue to assure the change in that certified amount would be implemented; then concluded that, as part of the proposed settlement agreement, the County would dismiss the action, Case No. 12-2926, and also agreed to dismiss, with prejudice, the County's participation in the Alachua County Dudek Case No. 2012-1328.

(11:37 a.m.) Stevenson said that she concurred with the settlement.

(11:37 a.m.) **Motion by Morris, seconded by Bennett, carried 5/0, to accept the proposed settlement, as stated.**

With there being no further business to come before the Board, the meeting adjourned at 11:38 a.m.

Approved March 19, 2013



BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____

John H. Morris
John H. Morris, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____

Pam Halterman
Deputy Clerk