PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: October 29, 2019

[] Consent [] Ordinance [X] Regular [] Public Hearing

Agenda Item #: 38.1

Department: County Attorney's Office

Submitted By: County Attorney's Office

I. EXECUTIVE BRIEF

Motion and Title: Staff Recommends Motion granting County Attorney's request (1) to schedule a private meeting for an attorney-client session between the Board of County Commissioners, the County Administrator, the County Attorney, certain assistant county attorneys, and outside counsel pursuant to Section 286.011(8), Florida Statutes to discuss settlement strategy of pending litigation in which Palm Beach County is presently a party: In re: National Prescription Opiate Litigation, case number: MDL 2804 (N.D. Ohio) and Palm Beach County v. Purdue Pharma, et al., case number: 1:18-op-46121-DAP (N.D. Ohio); and (2) to give public notice of a private meeting for an attorney-client session, which will be held at 12:00 p.m. on November 5, 2019, in the Thomas McEaddy Conference Room, 301 North Olive Avenue, 12th Floor, West Palm Beach, Florida, and placing further notice of the private meeting on the Agenda of the Board of County Commissioners for its meeting. The following persons will attend the meeting with the members of the Board of County Commissioners who are present at that time: Verdenia Baker, County Administrator; Denise M. Nieman, County Attorney; David Ottey, Chief Assistant County Attorney; Kim Phan, Assistant County Attorney; James L. Ferraro, outside counsel; Paul Napoli, outside counsel; and Janpaul Portal, outside counsel.

Summary: The Board will discuss settlement strategy. (KP)

Background and Policy Issues:

Attachments:

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Recommended By:	Department Director	10 23 19 Date
Approved By:	N/A	Date
	County/Deputy/Asst. County Administrator	Date

II. FISCAL IMPACT ANALYSIS

Α. Five Year Summary of Fiscal Impact:

Fiscal Years	2019	2020	2021	2022	2023	
Capital						
Expenditures						
Operating						
Costs						
External						
Revenues						
Program						
Income						
(County)						
In-Kind Match						
(County)						
NET FISCAL						
IMPACT						
# ADDITIONAL						
FTE						
POSITIONS						
(CUMULATIVE)						
la Itam included in	ourrent budget	,	Yes	No		
Is Item included in	current budget	ſ	res	NO		
Does this Item incl	uda tha uga af f	adaral funda 2	Yes	No		
		euerar runds?	165	NU		
Budget Account						
		0.00	opization	Ohio	. +	
Fund	Agency	Org		Object		

Recommended Sources of Funds/Summary of Fiscal Impact: Β.

Use of outside counsel on a contingency basis limits staff obligation to monitoring. Exact costs are indeterminable.

C. **Departmental Fiscal Review:**

III. REVIEW COMMENTS

OFMB Fiscal and/or Contract Development & Control Comments: Α.

ØFMB DC 10 23 \$10 [23

Β. Legal Sufficiency

Assistant County Attorney

C. **Other Department Review**

Department Director

Contract Dev. & Control 10/24/19 50

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)