

North Broward Hospital District Board of Commissioners
1700 Northwest 49th Street, Suite #150, Ft. Lauderdale, FL 33309

LEGAL AFFAIRS & GOVERNMENTAL RELATIONS COMMITTEE MEETING
Immediately following the Finance Committee Meeting
Wednesday, March 23, 2022

The Legal Affairs & Governmental Relations Committee Meeting of the North Broward Hospital District was held on Wednesday, March 23, 2022, immediately following the Finance Committee Meeting, at the Broward Health Corporate Spectrum Location, 1700 NW 49th Street, Suite 150, Fort Lauderdale, Florida 33309.

1. **NOTICE**

Official notice is attached to these minutes, titled EXHIBIT I. Agenda of this meeting is attached to the minutes, titled EXHIBIT II. Supporting documents, if applicable, are attached to these minutes, titled EXHIBIT III. These exhibits are presented for consideration of the Committee.

2. **CALL TO ORDER**

There being a quorum present, the meeting was called to order by Chair Nancy W. Stamper at 12:30 p.m.

3. **COMMITTEE MEMBERS**

Present:

Commissioner Christopher J. Pernicano
Commissioner Stacy L. Angier
Commissioner Ray T. Berry
Commissioner Marie C. Waugh
Commissioner Nancy W. Stamper, Chair

Not Present:

Commissioner Jonathan K. Hage
Commissioner Levi G. Williams, Jr., Vice Chair

Senior Leadership

Additionally Present:

Shane Strum, President, Chief Executive Officer
Ken Hetlage, Interim, Chief Operating Officer
Alex Fernandez, SVP, Chief Financial Officer
Linda Epstein, Corporate General Counsel

4. **PUBLIC COMMENTS**

Chair Stamper opened the floor for public comments, in which there were none.

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5. APPROVAL OF MINUTES

5.1. Approve Meeting Minutes dated December 15, 2021

Without objection, Chair Stamper approved the minutes, dated December 15, 2021.

Motion *carried* without dissent.

6. TOPIC OF DISCUSSION

6.1. General Counsel Updates (Presenter – Linda Epstein, General Counsel)

Ms. Linda Epstein, General Counsel, reported on the Fiscal Year 2022 Legal Department budget items, as seen below.

- Budget
 - Review of the outside legal costs incurred and overall budget status for Fiscal Year 2022 through January 31, 2022.
 - Board approved budget was \$7,944,999
 - Total spend of \$1,779,246.75
- Fair Market Value (FMV) (Presenter – Gerald Del Amo, Deputy General Counsel)

Mr. Del Amo reviewed the FMV report by vendor for Fiscal Year 2022. Noted, continued positive trends with respect to the FMV spend, as the monthly spend averaged \$64K / month compared to budget of \$82K / month.

- FMV Appraisals Budget by vendor and month through January 31, 2022.
 - Total FMV Budget of \$980K
 - Total Spend of \$451,452.50

Ms. Epstein advised that Stephanie Toothacher, Esquire, has been added to panel of outside law firms. Noted that Ms. Toothacher came highly recommended for real estate matters, development and zoning. Noted, that an approved conflict memo regarding the relationship between Commissioner Stamper and Ms. Toothacher was provided on file and that neither one approached the District of engaging Ms. Toothacher.

Ms. Epstein, requested an Attorney-Client Shade Session pursuant to Section 286.011(8)(d), Florida Statutes, to seek the Board's advice regarding settlement negotiations and strategy related to expenditures in the pending litigation to which the North Broward Hospital District is a party specifically in the following case:

- Case No. CACE-20-002538 (09), David DiPietro vs. North Broward Hospital District.

Ms. Epstein further noted that the above referenced case is currently pending in the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. She also noted that the requested

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Attorney-Client Shade Session will be held following the commencement of a future open meeting.

7. **ADJOURNMENT**

There being no further business on the agenda, the Chair adjourned the meeting at 12:39 p.m.

Respectfully submitted,
Commissioner Christopher J. Pernicano, Secretary/Treasurer

DRAFT