

ORDINANCE NO. 2011- 4

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, PROVIDING FOR THE SETTLEMENT AUTHORITY OF LIABILITY CLAIMS; PROVIDING FOR ELIGIBLE CONDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, County government efficiency is desired and promoted by the Board of County Commissioners; and

WHEREAS, from time to time liability claims are presented to the County staff including the County Administrator and County Attorney; and

WHEREAS, with reasonable settlement authority, fewer claims would have to be presented to the Board of County Commissioners for review and disposition, thereby reducing administrative overhead and streamlining claims processing; and

WHEREAS, giving the County Administrator, or his or her designee, the express authority to review and reject any meritless claims regardless of the amount claimed would allow the County to reject claims quickly, resulting in lower litigation costs by restricting claimants to a shorter time period in which to file lawsuits and encouraging more expedient discovery.

THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section 1. Settlement of Certain Claims. The Board of County Commissioners authorizes the County Administrator, or his or her designee, to negotiate and settle any liability claim (including any associated fees and costs) up to an amount not to exceed \$10,000.00 (Ten Thousand and No/100 Dollars), upon concurrence of the County Attorney. Any such settlement may be accompanied by non-monetary conditions (including but not limited to releases) that are not against the public interest.

Section 2. Rejection of Claims. The County Administrator, or his or her designee, is expressly authorized, upon concurrence with the County Attorney, to reject any claim reasonably determined to be without sufficient merit.

Section 3. Notification of Board of County Commission Members; Filing with Clerk of Court. The Board of County Commissioners will be notified of any such settlement and

documentation of any such settlement authorized by this Ordinance shall be filed with the Clerk of Court, Department of Minutes and Records within thirty (30) days after the settlement is fully executed.

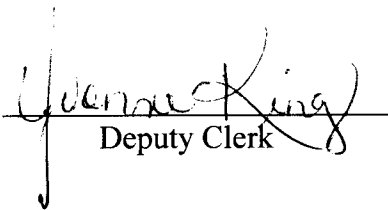
Section 4. Severability. If any provision or portion of a provision of this Ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this Ordinance shall not be invalidated. All ordinances or parts of ordinances, which are inconsistent with any provisions of this Ordinance, are hereby repealed as to the extent of such inconsistencies.

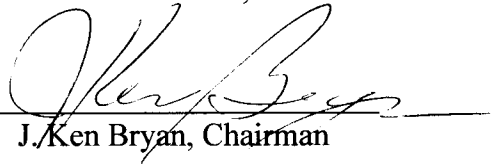
Section 5. Effective Date. This Ordinance shall become effective upon filing with the Secretary of State.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 18th day of January, 2011.

ATTEST: CHERYL STRICKLAND, CLERK

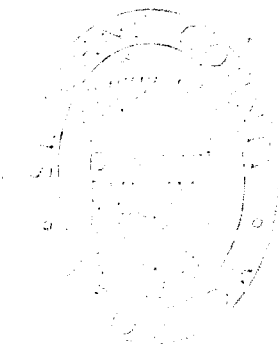
**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: 
Deputy Clerk

By: 
J. Ken Bryan, Chairman

Rendition Date: January 20, 2011

Effective Date: January 24, 2011



SJC MINUTES & RECORDS C/O CLER
ATTN MS.P DEGRANDE
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L070-11
P.O.#: L070-11

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **BRI HALL**

who on oath says that he/she is an Employee of the St. Augustine Record,
a daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement being a **NOTICE OF HEARING**

In the matter of **SJC STTLMNT AUTH ORD - HEARING JAN 18, 2011**

was published in said newspaper on **01/07/2011**

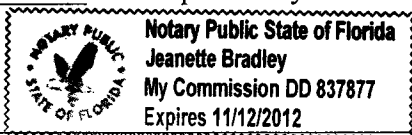
Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore has been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 7 day of Jan 2011

by Bri Hill who is personally known to me
or who has produced as identification

Jeanette Bradley

(Signature of Notary Public)



(Seal)

NOTICE OF A PUBLIC HEARING BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on **Tuesday, January 18, 2010 at 9:00 a.m.** in the County Auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, to consider adoption of the following ordinance:

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, PROVIDING FOR THE SETTLEMENT

AUTHORITY OF LIABILITY CLAIMS; PROVIDING FOR ELIGIBLE CONDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, Florida and may be examined by parties interested prior to the public hearing.

Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator, at (904) 209-0650 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, FL 32084. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD): Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the hearing.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND,
ITS CLERK
By: Patricia DeGrande,

Deputy Clerk
L070-11 Jan 7, 2011



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

STATE LIBRARY AND ARCHIVES OF FLORIDA

KURT S. BROWNING
Secretary of State

January 24, 2011

Ms. Cheryl Strickland
Secretary
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

Attention: Ms. Yvonne King, Deputy Clerk

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated January 21, 2011 and certified copies of Ordinance No. 2011-2 through 2011-4, which were filed in this office on January 24, 2011.

Sincerely,

Liz Cloud
Program Administrator

LC/srd

2011 JAN 27 PM 4: 32
OFFICE OF THE SECRETARY OF STATE
FLORIDA

DIRECTOR'S OFFICE

R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
850.245.6600 • FAX: 850.245.6282 • TDD: 850.922.4085 • <http://dlis.dos.state.fl.us>

COMMUNITY DEVELOPMENT
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STATE ARCHIVES OF FLORIDA
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CAPITOL BRANCH
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RECORDS MANAGEMENT SERVICES
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