

STATE OF NORTH CAROLINA
DEPARTMENT OF HEALTH AND HUMAN SERVICES

MEDICAL CARE COMMISSION QUARTERLY MEETING

DIVISION OF HEALTH SERVICE REGULATION
701 BARBOUR DRIVE, RALEIGH NC 27603

November 13, 2009

9:00 A.M.

AGENDA

- I. MEETING OPENS
- II. CHAIRPERSON'S COMMENTS - Mrs. Bode will comment on matters of importance to the Commission. *Question: Does anyone have any conflict of interest with any agenda item before the Commission today?*
- III. APPROVAL OF MINUTES from the August 14, 2009 meeting. (attached as Exhibit A).
- IV. DIVISION DIRECTOR'S REPORT - Mr. Horton will report on matters of interest to the Commission.

Other items to report on are listed below (see Exhibits B –B/):

1. Quarterly Report on Bond Program (attached as Exhibit B).

2. The Executive Committee held telephone conference meetings on the following dates:

September 10, 2009 – To consider for approval a resolution authorizing the conversion of a \$30,000,000 North Carolina Medical Care Commission Health Care Facilities First Mortgage Revenue Bonds (Community Facilities Project), Series 2007A to a Bank Qualified Mode and the appointment of a successor remarketing agent for the North Carolina Medical Care Commission Health Care Facilities Revenue Bonds (Lenoir Memorial Hospital Project), Series 2005. (attached as Exhibit B/1).

September 29, 2009 – To consider preliminary approval for a refunding bond issue for High Point Regional Health System. (attached as Exhibit B/2).

October 7, 2009 – To consider a Resolution for preliminary approval for a refunding bond issues for First Health of the Carolinas and a Resolution for preliminary approval for a refunding bond issue for Aldersgate United Methodist Retirement Community. (attached as Exhibit B/3).

October 15, 2009 – To authorize the sale of bonds, the proceeds of which are to be loaned to Cypress Glen Retirement Community. (attached as Exhibit B/4).

October 22, 2009 – To consider approval for three resolutions which are (1) Series resolution authorizing the issuance of \$5,705,000 North Carolina Medical Care Commission Adjustable Rate Demand Health Care Facility Revenue Bonds (Cornelia Nixon Davis, Inc. Project), Series 2009, (2) To authorize the sale of bonds, the proceeds of which to be loaned to Duke University Health System, Inc., and (3) Series resolution authorizing the issuance of \$9,540,000 North Carolina Medical Care Commission Hospital Revenue Refunding Bonds (High Point Regional Health System), Series 2009. (attached as Exhibit B/5)

- V. Presentation - NC Comprehensive Cancer Program**Walter L. Shepherd, M.A.**, Program Director
Executive Director – NC Advisory Committee on Cancer Coordination & Control

VI. Old Business:

Hospice Rules.....**Exhibit I**
Nadine Pfeiffer

In Home Aid Rules.....**Exhibit J**
Nadine Pfeiffer

Home Care Companion Sitter & Respite Service Rules.....**Exhibit K**
Nadine Pfeiffer

VII. BOND PROJECTS

A. Mission Health System, Inc., Asheville, - Christopher B. Taylor & William L. Warren (*Exhibit C & H*)

Resolution: The Commission grants preliminary approval to a project for Mission Health System, Inc. to provide funds, to be used together with other available funds, to finance (A) construction of a 117,000 sq. ft. outpatient Cancer Center; (B) renovation of 35,000 sq. ft. of the 6th level of Dogwood building to accommodate a 32-bed acute care nursing unit; (C) renovation of 9,300 sq. ft. of a building at 400 Ridgefield Court to accommodate a pharmacy packaging system; (D) purchase of a 2.378 acre property with a 6,105 sq. ft. building at Hamilton Street; (E) upgrade of the HVAC and electrical systems of Fullerton building; (F) renovation of 9,800 sq. ft. of Fullerton building for surgery staff support; and (G) renovation of 5,600 sq. ft. of Fullerton building for surgery recovery (PACU); all in accordance with a preliminary application, plans and specifications and participation as follows:

ESTIMATED SOURCES OF FUNDS

Principal amount of bonds to be issued	\$60,000,000
Mission Health equity contribution	23,047,187
Interest earned during construction	<u>293,721</u>
Total	\$83,340,908

ESTIMATED USES OF FUNDS

Site costs:		\$3,329,000
Land acquisition:		
(A) Cancer Center	\$ 29,000	
(B) Dogwood Level 6 Upfit	0	
(C) 400 Ridgefield IV Prep / Dose Packaging	0	
(D) Hamilton Street Property and Building	3,300,000	
(E) Fullerton HVAC and Electrical Systems	0	
(F) Fullerton Surgery Support	<u>0</u>	
(G) Fullerton PACU		
Construction contracts:		50,022,611
(A) Cancer Center	\$ 37,373,611	
(B) Dogwood Level 6 Upfit	4,731,000	
(C) 400 Ridgefield IV Prep / Dose Packaging	1,591,000	
(D) Hamilton Street Property and Building	0	
(E) Fullerton HVAC and Electrical Systems	1,930,000	
(F) Fullerton Surgery Support	2,322,000	
(G) Fullerton PACU	<u>2,075,000</u>	
Construction contingency		500,226
Architect/engineer fees and reimbursables		4,504,828
Moveable equipment		15,916,902
Surveys, tests, insurance		1,075,795
Consultants' fees related to construction		3,103,421

Capitalized interest	3,898,125
Underwriters' discount (\$10 per \$1000 Bonds)	600,000
Accountants fees	62,500
Legal fees for hospital counsel	30,000
Bond counsel	50,000
Underwriter's counsel	40,000
Rating agencies	150,000
Trustee fees	15,000
Printing costs	7,500
DHSR reimbursables and plan review	15,000
LGC fee	3,500
Miscellaneous	16,500
Total	\$83,340,908

Tentative approval is given with the understanding that the governing board of Mission Health System, Inc. accepts the following conditions:

1. The project will continue to be developed pursuant to the applicable Medical Care Commission guidelines.
2. Any required certificate of need must be in effect at the time of the issuance of the bonds or notes.
3. Financial feasibility must be determined prior to the issuance of bonds.
4. The project must, in all respects, meet requirements of §G.S. 131A (Health Care Facilities Finance Act).
5. The Executive Committee of the Commission is delegated the authority to approve the issuance of bonds for this project and may approve the issuance of such greater principal amount of bonds as shall be necessary to finance the project; provided, however, that the amount set forth above shall not be increased by more than ten percent (10%).
6. The bonds or notes shall be sold in such a manner and upon such terms and conditions as will, in the sole judgment of the Executive Committee of the Commission, result in the lowest cost to the facility and its patients.
7. The borrower will provide the Commission annually a copy of the Advocacy Needs Data Initiative (ANDI) form it files with the North Carolina Hospital Association (NCHA) in accordance with a resolution passed by the Commission on February 9, 2007 adopting the NCHA Community Benefits reporting format and methodology for hospitals reporting to the Commission.
8. All health care facilities and services directly or indirectly owned or controlled by the health care organization, including physician practices, shall be available to Medicare and Medicaid patients with no limitations imposed as a result of the source of reimbursement.
9. If public approval of the bonds is required for the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended ("Section 147(f)"), this tentative approval shall constitute the recommendation of the Commission that the Governor of the State of North Carolina (the "Governor") approve the issuance of such bonds, subject to the satisfaction of the requirements of Section 147(f) concerning the holding of a public hearing prior to the submission of such recommendation to the Governor.

Based on information furnished by applicant, the project is -

- | | | | | | | |
|--|-------------------------------------|-----|--------------------------|----|--------------------------|-----|
| 1. Financially feasible | <input checked="" type="checkbox"/> | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A |
| 2. Construction and related costs are reasonable | <input checked="" type="checkbox"/> | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A |

B. Arbor Acres United Methodist Retirement Community, Inc., Winston-Salem. – Christopher B. Taylor & William L. Warren (*Exhibit D& H*)

Resolution: The Commission grants preliminary approval to a project for Arbor Acres United Methodist Retirement Community, Inc. located in Winston Salem to provide funds, to be used together with other available funds, a) to finance the construction of a 8,725 square foot, 12-bed addition to the Memory Care Unit with a spacious day-lighted multi-purpose room; b) to construct a 117,522 square foot, 72-bed licensed assisted-living building with beds to be housed in 60 units, including multiple activity areas, a community life center, therapy suite with a state of the art aqua-therapy pool, bathing spa, and accessible terrace gardens; all in accordance with a preliminary application, plans and specifications and participation as follows: The project will be funded as a Fixed Rate Bond Issue, a Bank Qualified Bond Issue or as a combination thereof.

ESTIMATED SOURCES OF FUNDS

Principal amount of bonds to be issued	\$ 34,748,000
Arbor Acres equity	2,000,000
Interest earned during construction	<u>592,576</u>
Total	\$ 37,340,576

ESTIMATED USES OF FUNDS

Construction contracts:	
a) Fitzgerald Ctr.: Dementia Care Expansion	\$2,332,633
Assisted Living Facility Addition	22,004,703
Construction contingency	243,373
Architect/engineer fees and reimbursables: (includes construction-related consultants' fees)	
a) Fitzgerald Ctr.: Dementia Care Expansion	227,186
Assisted Living Facility Addition	1,312,324
Moveable equipment	767,012
Furnishings	1,200,000
Bond interest during construction	4,558,302
Debt service reserve fund	3,527,168
Underwriters' discount	882,875
Feasibility fees	75,000
Accountants fees	10,000
Legal fees for Corporation counsel	35,000
Bond counsel	55,000
Underwriter's Counsel	40,000
Rating agencies	25,000
Trustee fees	10,000
Printing costs	4,000
DHSR reimbursables & plan review	5,000
Local Government Commission reimbursables	3,500
Miscellaneous	<u>22,500</u>
Total	\$ 37,340,576

Tentative approval is given with the understanding that the governing board of Arbor Acres United Methodist Retirement Community, Inc. accepts the following conditions:

1. The project will continue to be developed pursuant to the applicable Medical Care Commission guidelines.
2. Any required certificate of need must be in effect at the time of the issuance of the bonds or notes.
3. Financial feasibility must be determined prior to the issuance of bonds.
4. The project must, in all respects, meet requirements of §G.S. 131A (Health Care Facilities Finance Act).

5. The Executive Committee of the Commission is delegated the authority to approve the issuance of bonds for this project and may approve the issuance of such greater principal amount of bonds as shall be necessary to finance the project; provided, however, that the amount set forth above shall not be increased by more than ten percent (10%).
6. The bonds or notes shall be sold in such a manner and upon such terms and conditions as will, in the sole judgment of the Executive Committee of the Commission, result in the lowest cost to the facility and its patients.
7. If public approval of the bonds is required for the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended ("Section 147(f)"), this tentative approval shall constitute the recommendation of the Commission that the Governor of the State of North Carolina (the "Governor") approve the issuance of such bonds, subject to the satisfaction of the requirements of Section 147(f) concerning the holding of a public hearing prior to the submission of such recommendation to the Governor.
8. The borrower will comply with the Commission's Resolution: Community Benefits/Charity Care Agreement and Program Description for CCRC's as adopted on November 9, 2007.

Based on information furnished by applicant, the project is -

- | | | | | | | |
|--|---|-----|-------|----|-------|-----|
| 1. Financially feasible | ✓ | Yes | _____ | No | _____ | N/A |
| 2. Construction and related costs are reasonable | ✓ | Yes | _____ | No | _____ | N/A |

C. United Methodist Retirement Homes, Inc. Wesley Pines Campus, Lumberton – Christopher B. Taylor & William L. Warren (*Exhibit E & H*)

Resolution: The Commission grants preliminary approval to a project to provide funds, to be used together with other available funds, to finance the construction of a new 64,705 square-foot replacement health-care facility for United Methodist Retirement Homes, Inc. on the Wesley Pines campus located in Lumberton, N.C., to include: 62 nursing facility beds in 20 semi-private rooms and 22 private rooms, plus all required living, activities, exercise, and support spaces; 42 adult care beds (in 35 rooms, including 7 double-occupancy rooms) plus all required living, activities, exercise and support spaces; a central commons area with administrative and marketing offices, dining facilities, central kitchen, storage, laundry, and loading dock; and a separate maintenance building and trash enclosure all in accordance with a preliminary application, plans and specifications and participation as follows: The project will be funded by a Letter of Credit Backed Bond Issue or a Bank Qualified Bond Issue.

ESTIMATED SOURCES OF FUNDS

Principal amount of bonds to be issued	<u>\$15,400,000</u>
Total	\$15,400,000

ESTIMATED USES OF FUNDS

Land acquisition	\$45,000
Site utility development and accessibility costs	302,000
Construction contracts	9,700,000
Construction contingency (5% of construction contract)	485,000
Architect/engineer fees and reimbursables	720,000
Moveable equipment	1,169,000
Surveys, tests, insurance	65,000
Consultants' fees related to construction	315,000
Development Consultant Fees	460,000
Legal/Professional/Accounting/Other Consulting	204,075
Travel/Reimbursables/Administrative/Pre-Opening	116,100

Bond interest during construction	1,237,856
Letter of credit fee	145,387
Underwriters' discount/placement fee (\$10 per 1000 bonds)	154,000
Accountants fees	15,000
Legal fees for Hospital counsel	35,000
Bond counsel	50,000
Rating agencies	15,000
Trustee fees	10,000
Printing costs	5,000
DHSR reimbursables/Plan review fee	5,000
Local Government Commission reimbursables	3,500
Bank Commitment Fee	77,886
Bank Counsel	40,000
Title Insurance	10,000
Miscellaneous Costs	<u>15,196</u>
Total	\$15,400,000

Tentative approval is given with the understanding that the governing board of United Methodist Retirement Homes, Inc. accepts the following conditions:

1. The project will continue to be developed pursuant to the applicable Medical Care Commission guidelines.
2. Any required certificate of need must be in effect at the time of the issuance of the bonds or notes.
3. Financial feasibility must be determined prior to the issuance of bonds.
4. The project must, in all respects, meet requirements of §G.S. 131A (Health Care Facilities Finance Act).
5. The Executive Committee of the Commission is delegated the authority to approve the issuance of bonds for this project and may approve the issuance of such greater principal amount of bonds as shall be necessary to finance the project; provided, however, that the amount set forth above shall not be increased by more than ten percent (10%).
6. The bonds or notes shall be sold in such a manner and upon such terms and conditions as will, in the sole judgment of the Executive Committee of the Commission, result in the lowest cost to the facility and its patients.
7. If public approval of the bonds is required for the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended ("Section 147(f)"), this tentative approval shall constitute the recommendation of the Commission that the Governor of the State of North Carolina (the "Governor") approve the issuance of such bonds, subject to the satisfaction of the requirements of Section 147(f) concerning the holding of a public hearing prior to the submission of such recommendation to the Governor.
8. The borrower will comply with the Commission's Resolution: Community Benefits/Charity Care Agreement and Program Description for CCRC's as adopted on November 9, 2007.

Based on information furnished by applicant, the project is -

- | | | | | | | |
|--|---|-----|-------|----|-------|-----|
| 1. Financially feasible | ✓ | Yes | _____ | No | _____ | N/A |
| 2. Construction and related costs are reasonable | ✓ | Yes | _____ | No | _____ | N/A |

D. LUTHERAN SERVICES FOR THE AGING, INC.— Christopher B. Taylor & William L. Warren
(Exhibit F & H)

RESOLUTION: The Commission grants preliminary approval to a project to provide funds, to be used together with other available funds, to finance projects for new construction, refinancing, equipment purchase, and land acquisition for Lutheran Services for the Aging, Inc. New construction includes a 67,869 square foot, 100 bed Skilled Nursing Facility for Lutheran Home located in Wilmington. Land acquisitions include land in Catawba County for a future replacement facility for Lutheran Home – Hickory West and land in Forsyth County near the Elms at Tanglewood in Clemmons for a future nursing home facility. Refinancing includes a taxable loan for the existing 104 bed assisted living facility, Elms at Tanglewood, and a taxable loan for two plots of land for Lutheran Home – Wilmington. Facility upgrades including but not limited to a new generator and installation for the Elms at Tanglewood are also proposed. The projects are to be funded through a Bank Qualified Bond with BB& T. All projects are in accordance with a preliminary application, plans and specifications and participation as follows:

ESTIMATED SOURCES OF FUNDS

Principal amount of bonds to be issued	\$ 30,000,000
Interest earned during construction	35,577
Equity contribution	<u>809,620</u>
Total	\$ 30,845,197

ESTIMATED USES OF FUNDS

Land acquisition, survey fees, legal fees, and subsoil investigation	\$ 4,000,000
Forsyth County Property	\$2,000,000
Catawba County Property	<u>2,000,000</u>
Site utility development and accessibility costs	770,000
Lutheran Home - Wilmington	
Construction contract	7,432,100
100 Bed SNF Lutheran Home – Wilmington (\$109.51 per s.f.)	
New generator, installation and facility upgrades at Elms	500,000
Architect and Engineering Fees	150,000
Contingency (1% of construction)	743,210
Moveable Equipment	713,000
Refinancing Costs	14,025,000
Lutheran Home – Wilmington Land	\$2,612,900
Wilmington Additional Land	2,487,100
Elms at Tanglewood Land	<u>8,925,000</u>
Start Up and Initial Operating Costs	798,799
Bond Interest during Construction	1,083,033
Placement Fee	300,000
Feasibility Fees	55,000
Accountant Fees	15,000
Legal Fees for Corporate Counsel	25,000
Bond Counsel	50,000
Bank Commitment Fee	150,000
Local Government Commission	3,500
Bank Counsel	30,000
Miscellaneous	<u>1,555</u>
Total	\$ 30,845,197

Tentative approval is given with the understanding that the governing board of Lutheran Services for the Aging, Inc. accepts the following conditions:

1. The project will continue to be developed pursuant to the applicable Medical Care Commission guidelines.

2. Any required certificate of need must be in effect at the time of the issuance of the bonds or notes.
3. Financial feasibility must be determined prior to the issuance of bonds.
4. The project must, in all respects, meet requirements of §G.S. 131A (Health Care Facilities Finance Act).
5. The Executive Committee of the Commission is delegated the authority to approve the issuance of bonds for this project and may approve the issuance of such greater principal amount of bonds as shall be necessary to finance the project; provided, however, that the amount set forth above shall not be increased by more than ten percent (10%).
6. The bonds or notes shall be sold in such a manner and upon such terms and conditions as will, in the sole judgment of the Executive Committee of the Commission, result in the lowest cost to the facility and its patients.
7. If public approval of the bonds is required for the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended ("Section 147(f)"), this tentative approval shall constitute the recommendation of the Commission that the Governor of the State of North Carolina (the "Governor") approve the issuance of such bonds, subject to the satisfaction of the requirements of Section 147(f) concerning the holding of a public hearing prior to the submission of such recommendation to the Governor.
8. The borrower will comply with the Commission's Resolution: Community Benefits/Charity Care Agreement and Program Description for CCRC's as adopted on November 9, 2007.

Based on information furnished by applicant, the project is -

- | | | | | | | |
|--|---|-----|-------|----|-------|-----|
| 1. Financially feasible | ✓ | Yes | _____ | No | _____ | N/A |
| 2. Construction and related costs are reasonable | ✓ | Yes | _____ | No | _____ | N/A |

E. Galloway Ridge at Ferrington, Pittsboro - Christopher B. Taylor & William L. Warren (*Exhibit G & H*)

Resolution: The Commission grants preliminary approval to a project for Galloway Ridge, Inc. to provide funds, to be used with other available funds, to finance the expansion of its existing Continuing Care Retirement Community located in Pittsboro to include (A) an addition to the existing health care building for 14 new multi-unit housing with services beds, 24 new skilled-nursing beds, and 15 memory-impaired adult-care beds; (B) a renovation of the existing health-care building for 14 new adult-care beds; (C) one new cottage; (D) an expansion of the existing commons-building auditorium; (E) an expansion of the commons building; (F) a new maintenance building; (G) a new fitness center; (H) 66 new independent-living apartments; (I) a carport addition; and (J) site development Phase II all in accordance with a preliminary application, plans and specifications and participation as follows:

ESTIMATED SOURCES OF FUNDS

Principal amount of bonds to be issued	\$63,055,000
Cash and negotiable securities from reserves	271,000
Interest earned during construction	710,000
Entrance Fees	<u>3,500,000</u>
Total	\$67,536,000

ESTIMATED USES OF FUNDS

Land acquisition:	\$450,000
Construction contracts:	
(A) Health Care Addition	9,780,000
(B) Existing Health Care Renovations	635,000
(C) New Cottage	320,000
(D) Auditorium Expansion	2,995,000
(E) Commons Building Expansion	2,645,000
(F) New Maintenance Building	500,000
(G) New Duke Center (Fitness Center)	1,620,000
(H) New Independent Living Facility	11,355,000
(I) Carport Addition	300,000
(J) Site Development Phase II	3,850,000
Construction contingency	2,040,000
Architect/engineer fees and reimbursables:	
Architect	2,176,000
Master Planning	80,000
Civil Engineer (7% Site Costs)	225,000
Landscape architect	110,000
Other Consultants (AV, Acoustical, Dining, etc.)	100,000
Low Voltage Consultant	50,000
Reimbursable Expenses	75,000
Printing	150,000
Additional Services	100,000
Moveable equipment	1,750,000
Surveys, tests, insurance	227,000
Owner's Representative	250,000
Preconstruction Services	125,000
Bondholder Construction Review Services	120,000
Development costs – CRSA	1,675,000
Unit density costs	1,320,000
Marketing costs	1,575,000
Unit tap fees	889,000
Accounting fees	90,000
Certificate of Need fees	35,000
Consulting fees for marketing & financial planning	125,000
Exterior sign package	50,000
Local fees and permits	50,000
Counsel fees (<i>during construction and opening</i>)	125,000
Appraisal	25,000
Bond interest during construction	8,872,000
Debt service reserve fund	5,637,000
Feasibility fees	90,000
Legal fees for corporation counsel	65,000
Bond counsel	87,500
Trustee fees	9,000
Printing costs	10,000
Mortgage, title recording and survey	35,000
Bank counsel (<i>Bank of Scotland</i>)	75,000
Underwriters discount (<i>\$18 per 1000 bonds</i>)	1,135,000
Operating reserve fund (<i>Funded from entrance fees</i>)	1,500,000
Working capital (<i>Funded from entrance fees</i>)	2,000,000

DHSR reimbursables and plan review	15,000
Local Government Commission reimbursables	3,500
Miscellaneous	15,000
Total	\$67,536,000

Tentative approval is given with the understanding that the governing board of Galloway Ridge at Ferrington accepts the following conditions:

1. The project will continue to be developed pursuant to the applicable Medical Care Commission guidelines.
2. Any required certificate of need must be in effect at the time of the issuance of the bonds or notes.
3. Financial feasibility must be determined prior to the issuance of bonds.
4. The project must, in all respects, meet requirements of §G.S. 131A (Health Care Facilities Finance Act).
5. The Executive Committee of the Commission is delegated the authority to approve the issuance of bonds for this project and may approve the issuance of such greater principal amount of bonds as shall be necessary to finance the project; provided, however, that the amount set forth above shall not be increased by more than ten percent (10%).
6. The bonds or notes shall be sold in such a manner and upon such terms and conditions as will, in the sole judgment of the Executive Committee of the Commission, result in the lowest cost to the facility and its patients.
7. If public approval of the bonds is required for the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended ("Section 147(f)"), this tentative approval shall constitute the recommendation of the Commission that the Governor of the State of North Carolina (the "Governor") approve the issuance of such bonds, subject to the satisfaction of the requirements of Section 147(f) concerning the holding of a public hearing prior to the submission of such recommendation to the Governor.
8. The borrower will comply with the Commission's Resolution: Community Benefits/Charity Care Agreement and Program Description for CCRC's as adopted on November 9, 2007.

Based on information furnished by applicant, the project is -

- | | | | |
|--|---|-----------------------------|------------------------------|
| 1. Financially feasible | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> N/A |
| 2. Construction and related costs are reasonable | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> N/A |

VIII. Refunding of Commission Bond Issues

Recommended:

WHEREAS, the bond market is in a period of generally fluctuating interest rates, and

WHEREAS, in the event of decline of rates during the next quarter, refunding of certain projects could result in significant savings in interest expense thereby reducing the cost of health care to patients, and

WHEREAS, the Commission will not meet again until February 12, 2010

THEREFORE, BE IT RESOLVED; that the Commission authorizes its Executive Committee to approve projects involving only the refunding of existing Commission debt between this date and February 12, 2010.

IX. MEMBER REPORT

X. QUESTIONS FROM THE PUBLIC - The Chairperson will receive questions from the public.

XI. ADJOURNMENT - A motion to adjourn is requested.

2010 QUARTERLY MEETINGS

DATES	LOCATIONS
February 11 & 12, 2010	Division of Health Service Regulation <u>701 Barbour Drive, Raleigh, N.C.</u> Conference Room 201
May 20 & 21, 2010	Division of Health Service Regulation <u>701 Barbour Drive, Raleigh, N.C.</u> Conference Room 201
August 12 & 13, 2010	Division of Health Service Regulation <u>701 Barbour Drive, Raleigh, N.C.</u> Conference Room 201
November 18 & 19, 2010	Division of Health Service Regulation <u>701 Barbour Drive, Raleigh, N.C.</u> Conference Room 201

Thursday planning meetings will start at 4:00 p.m., and Friday meetings will start at 9:00 a.m.