



W A S H I N G T O N

HEALTH CARE FACILITIES

A U T H O R I T Y

Financing the Health Care Future

Board Members

Governor
Jay Inslee
Chair

Governor's Designee
David Schumacher

Lieutenant Governor
Cyrus Habib

Insurance Commissioner
Mike Kreidler

Insurance Commissioner's
Designee
Toni Hood

Secretary
Department of Health
John Wiesman

Public Member
Steven R. Jacobs

Executive Director
Donna A. Murr

**Washington Health Care Facilities Authority
Special Meeting by Teleconference
Thursday, July 9, 2020 Meeting Minutes**

A special meeting of the Washington Health Care Facilities Authority was held by teleconference. Meeting notices were mailed to all members of the Authority, to all persons who requested such meeting notice, and to those members of the media presently on the mailing list for receiving meeting notices of the Washington Health Care Facilities Authority.

Members Present:

David Schumacher, Governor's Designee, Member, Chair
Cyrus Habib, Lieutenant Governor, Member
Toni Hood, Insurance Commissioner's Designee, Member
Steve Jacobs, Public Member

Authority Staff Present:

Donna Murr, Executive Director
Ashlee Frye, Assistant Executive Director and Chief Financial Officer
Shannon Govia, Assistant Executive Director and Program Manager

Others Present:

Libby Hollingshead, Deputy Chief of Staff, Office of Lieutenant Governor Cyrus Habib
Rusty Fallis, Authority Assistant Attorney General
Dan Gottlieb, Authority Bond Counsel, Hillis Clark Martin & Peterson P.S.
Brandon Pond, Authority Bond Counsel, Hillis Clark Martin & Peterson P.S.
Robyn Helmlinger, Authority Bond Counsel, Orrick Herrington & Sutcliffe LLP
Bryan Victor, Authority Bond Counsel, Orrick Herrington & Sutcliffe LLP
Mayling Leong, Authority Bond Counsel, Orrick Herrington & Sutcliffe LLP
Mark Melio, Authority Financial Advisor, Melio & Company
Raul Ardelean, Authority Financial Advisor, Melio & Company

Mr. Schumacher called the meeting to order at 1:01 pm after noting a quorum was present consisting of himself, Ms. Hood, and Mr. Jacobs.

Review, discussion and possible action regarding the Minutes from the June 25, 2020 Authority Board Meeting.

Upon motion by Mr. Jacobs, seconded by Ms. Hood, the minutes of the June 24, 2020 Authority meeting were accepted by a vote of 3-0.

Lieutenant Governor Habib joined the meeting at 1:03 pm.

Review, discussion and possible action regarding the adoption of Resolution No. 2020-04 approving the application for financial assistance and authorizing the issuance and sale of a bond for the benefit of Community Health Center of Snohomish County.

At the request of Community Health Center of Snohomish County, this action item was pulled from the agenda.

Review, discussion and possible action regarding revisions to Board Adopted Policy #96-4: Fees: Non-hospital health care providers.

Ms. Murr summarized current Policy #96-4, which is intended to assist small non-hospital health care providers, and the evolution of the prior revisions to the policy adopted by the Authority since its original adoption in 1996. She further summarized the recommended changes to the policy and the rationale for the changes. Recommended changes include an increase in the qualifying issue size threshold from \$10 million to \$30 million, an increase in the maximum amount of bond counsel fees and expenses to be paid by the Authority from \$15,000 to \$25,000 and a proposed policy name change.

Mr. Schumacher asked how amounts that were budgeted for the purposes of the policy, but not spent, were accounted for. Ms. Murr responded that such amounts were accounted for as a separate line item, under the heading "Legal/Small issues."

Lieutenant Governor Habib inquired why the Authority assistance provided pursuant to the policy was constitutionally permissible as not being a gift of public funds. Mr. Fallis, the Authority's Assistant Attorney General, responded that, under the policy, the Authority does not cut a check to the borrower. Rather, the Authority merely chooses not to pass along the full extent of its costs. He noted that the constitutional exception for aid to the infirm also applied. Mr. Fallis went on to state that he was comfortable that the policy is constitutional.

After further discussion regarding the policy and the proposed revisions, the Authority members acquiesced in the suggestion by Mr. Schumacher that the matter be tabled and put on the agenda for the next meeting.

Adjournment:

There being no further business, the meeting was adjourned at 1:46 pm.

John Wiesman, Secretary