

Minutes of the New Jersey Health Care Facilities Financing Authority Special Meeting held on April 20, 2016 on the fourth floor of Building #4, Station Plaza, 22 South Clinton Avenue, Trenton, NJ.

*The following **Authority Members** were in attendance:*

Via telephone; Elisa Charters, Vice Chair, Public Member (Chairing); Alison Gibson, Designee of the Commissioner of Health; Maryann Kralik, Designee of the Commissioner of Banking and Insurance; Jessica Feehan, Designee of the Commissioner of Human Services; Dr. Munr Kazmir, Public Member

*The following **Authority staff members** were in attendance:*

Mark Hopkins, Ron Marmelstein, Frank Troy, Carole Conover and Chris Kniesler

*The following **representatives from the State and/or the public** were in attendance:*

Cliff Roness and Kavin Mistry, Attorney General's Office; and via telephone, Larry Maher, Greenbaum, Rowe, Smith and Davis; and, Lisa LeBoeuf, Governor's Authorities Unit

CALL TO ORDER

Vice Chair Elisa Charters called the meeting to order at 10:07 a.m. and announced that this was a Special Meeting of the Authority. Complying with the Open Public Meetings Act and the Authority's By-laws, notice of this meeting was delivered to all newspapers with mailboxes at the Statehouse, including *The Star-Ledger* and *Courier Post*, enough in advance to permit the publication of an announcement at least 48 hours before the meeting.

Ms. Charters asked for a roll call to determine attendance.

1. Saint Michael's Medical Center – Executive Session

Ms. Charters asked for a motion to enter in to Executive Session to receive legal advice and discuss contractual negotiations and potential litigation regarding St. Michael's Medical Center.

Dr. Kazmir made the motion. Ms. Feehan seconded. All Members voted in the affirmative and the motion passed. As permitted by the Open Public Meetings Act and the Authority's By-Laws, the Members met in Executive Session to receive legal advice and discuss potential litigation and contractual negotiations regarding St. Michael's Medical Center. The Members went into Executive Session at 10:10 a.m.

AB RESOLUTION NO. PP-56

NOW, THEREFORE, BE IT RESOLVED, that, as permitted by the Open Public Meetings Act and the Authority's By-laws, the Authority meet in Executive Session to receive legal advice and discuss potential litigation and contractual negotiations regarding St. Michael's Medical Center;

BE IT FURTHER RESOLVED, that the results of discussions may be made known at such time as the need for confidentiality no longer exists.

The Members went back into public session at 10:43 a.m.

- 2. Resolution authorizing the New Jersey Health Care Facilities Financing Authority to settle certain claims in the proceeding entitled "In re Saint Michael's Medical Center, Inc." and authorizing the Executive Director to settle all claims of the Authority in the bankruptcy proceeding.**

Ms. Charters asked for a motion to approve a resolution authorizing the New Jersey Health Care Facilities Financing Authority to settle certain claims in the proceeding entitled "In re Saint Michael's Medical Center, Inc." and authorize the Executive Director to settle all claims of the Authority in the bankruptcy proceeding.

Dr. Kazmir made the motion. Ms. Kralik seconded. All Members voted in the affirmative and the motion passed

AB RESOLUTION NO. PP-57

NOW, THEREFORE, BE IT RESOLVED, that the New Jersey Health Care Facilities Financing Authority authorizes the settlement of certain claims in the proceeding entitled "In re Saint Michael's Medical Center, Inc." and;

BE IT FURTHER RESOLVED, that the Executive Director is authorized to settle all of the claims of the Authority in the bankruptcy proceedings.

(attached)

Hearing no further business, following a motion by Dr. Kazmir and a second by Ms. Kralik, all of the Members voted unanimously to adjourn the meeting at 10:47 a.m.

I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE COPY OF MINUTES OF THE NEW
JERSEY HEALTH CARE FACILITIES
FINANCING AUTHORITY SPECIAL MEETING
HELD APRIL 20, 2016.

Carole A. Conover, Assistant Secretary