

RESOLUTION NO. 2016-03

WHEREAS, the Indian River County Hospital Taxing District (the "District") was created to own and preserve a community hospital in Indian River County Florida (the "Hospital");

WHEREAS, the District has leased the Hospital to Indian River Memorial Hospital, Inc., ("IRMC"), a Florida not for profit corporation recognized as tax-exempt under Section 501(c)(3) of the Internal Revenue Code, as amended (the "Code") on or about 1984 pursuant to that certain Lease Agreement (the "Lease");

WHEREAS, the parties recognize that the Hospital is statutorily exempt from the Government in the Sunshine Law and the Public Records Act pursuant to Florida Statutes section 395.3036;

WHEREAS, despite the statutory exemption of Hospital from the Government in the Sunshine Law and the Public Records Act set forth within F.S. section 395.3036, District and the Hospital in entering into the Lease which has been Amended and Restated on November 15, 2012, have agreed pursuant to section 11 entitled " Public Records and Open Meetings " that when engaged in the management and operation of Hospital, Hospital and each of its subsidiaries as defined in the Lease shall comply with the Government in the Sunshine Law and the Public Records Act to the same extent that District would be required to comply with such laws if District was engaged in the management and operation of Hospital;

WHEREAS, the parties recognize the business and practical need for a CEO to be able to speak to its board members individually outside of a public meeting to accomplish the management and operation of the Hospital;

NOW, THEREFORE, Be It

RESOLVED, that the CEO of the Hospital who is an Ex Officio non-voting board member of the Hospital Board shall be exempt from the Government in the Sunshine Law so that the CEO may communicate with the Hospital Board members in an individual capacity outside of a publically noticed meeting for the purpose of discussing matters related to the operation and management of the Hospital.

Dated this <sup>15<sup>th</sup></sup> day of ~~November~~ <sup>December</sup>, 2016

INDIAN RIVER COUNTY HOSPITAL DISTRICT

By: Eugene P. Feinour  
Eugene P. Feinour, Chairman

ATTEST:

By: Ann Marie McCrystal  
Ann Marie McCrystal, Secretary