

TULARE LOCAL HEALTHCARE DISTRICT

RESOLUTION 867 APPROVING THE REISSUANCE OF THE DISTRICT'S BONDS AND THE EXECUTION OF A LEASE AGREEMENT OF THE HOSPITAL'S FACILITIES FOR THE PURPOSES OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

RESOLVED, by the Board of Directors ("Board") of the Tulare Local Healthcare District ("District"), as follows:

WHEREAS, the District issued and there are outstanding General Obligation Bonds, Election of 2005, Series A (2007), General Obligation Bonds, Election of 2005, Series B-1 (2009) (Tax-Exempt) and Series B-2 (2009) (Federally Taxable-Direct Payment Build America Bonds) and Refunding Revenue Bonds, Series 2007 (collectively "Bonds");

WHEREAS, in connection with the bankruptcy of the District, the District has entered into a management services agreement ("MSA") between the District and Adventist Health Tulare ("Adventist") and a lease of the District's hospital facilities between the District and Adventist ("Lease"), which Lease is subject to and contingent upon a transfer of hospital ownership issued by the California Department of Public Health; and

WHEREAS, said Lease with Adventist requires a hearing by the District and approval by the Board in order to maintain the tax-exempt status of the Bonds; and

WHEREAS, the District held a public hearing regarding the execution of the Lease and the reissuance of the Bonds in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended; and

NOW, THEREFORE, BE IT RESOLVED by this Board of Directors of the Tulare Local Healthcare District, as follows:

Section 1.1. Recitals. All of the above recitals are true and correct and the Board so finds and determines.

Section 1.2. Approval in Accordance with Section 147(f) of the Code. The Board hereby approves the Lease of the Hospital facilities to Adventist Health Tulare, a California nonprofit religious corporation, a wholly owned subsidiary of Adventist Health System/West, a California nonprofit religious corporation doing business as Adventist Health, and the reissuance of the Bonds by the District for the purposes of Section 147(f) of the Code.

Section 1.3. Effective Date. This Resolution shall take effect immediately.

PASSED AND ADOPTED this 24th day of April, 2019, by the following vote:

AYES:

NAYS:

ABSENT:

Kevin Northcraft
President,
Board of Directors
Tulare Local Healthcare District

I hereby certify that the foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of Tulare Local Healthcare District at a meeting thereof held on the 24th day of April, 2019 and that the same now appears of record in the District office. In witness whereof, I have hereunto set my and affixed my official seal this 24th day of April, 2019.

Senovia Gutierrez
Secretary
Board of Directors
Tulare Local Healthcare District