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Transcript of Open Session

Date: August 6, 2019

Case: State of Illinois Health Facilities and Services Review Board

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ILLINOIS DEPARTMENT OF PUBLIC HEALTH
HEALTH FACILITIES AND SERVICES REVIEW BOARD

OPEN SESSION - MEETING

Bolingbrook, Illinois 60490

Tuesday, August 6, 2019

9:08 a.m.

BOARD MEMBERS PRESENT:

RICHARD SEWELL, Chairman

SANDRA MARTELL

LINDA RAY MURRAY

DEBRA SAVAGE

KENT SLATER

Job No. 223749A

Pages: 1 - 164

Reported by: Melanie L. Humphrey-Sonntag,

CSR, RDR, CRR, CRC, FAPR

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1 EX OFFICIO MEMBERS PRESENT:

2 DAN JENKINS, Department of Healthcare and
3 Family Services

4 DULCE QUINTERO, Department of Human Services

5

6 ALSO PRESENT:

7 COURTNEY AVERY, Administrator

8 MICHAEL CONSTANTINO, IDPH Staff

9 ANN GUILD, Compliance Manager

10 GEORGE ROATE, IDPH Staff

11 JUNAID AFEEF, Department of Public Health

12 Attorney

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1 P R O C E E D I N G S

2 CHAIRMAN SEWELL: Good morning. We're
3 about to get started. I'll wait until George sits
4 down.

5 I want to call the meeting to order and
6 start with a roll call.

7 MR. ROATE: Thank you, sir.

8 Ms. Demuzio is absent. Ms. Hemme is
9 absent.

10 Ms. Martell.

11 MEMBER MARTELL: Present.

12 MR. ROATE: Ms. Murray.

13 MEMBER MURRAY: Present.

14 MR. ROATE: Ms. Savage.

15 MEMBER SAVAGE: Present.

16 MR. ROATE: Mr. Slater.

17 MEMBER SLATER: Present.

18 MR. ROATE: Chairman Sewell.

19 CHAIRMAN SEWELL: Here.

20 MR. ROATE: That's five members in
21 attendance, sir.

22 CHAIRMAN SEWELL: Thank you.

23 We want to thank Marianne Murphy and
24 John McGlasson and Ron McNeil and Jeannie Mitchell,

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1 our legal counsel, for their time with the Board,
2 and we'd like to welcome new members of the
3 Illinois Health Facilities and Services Review
4 Board: Sandra Martell, who's down there,
5 Debra Savage, Dr. Linda Murray, and Mr. Kent
6 Slater.

7 So welcome, new Board members.

8 As is our custom, one of the first things
9 we do is go into executive session to discuss
10 pending administrative and judicial matters.

11 So could I have a motion to go into closed
12 session pursuant to Section 2(c)(1), 2(c)(5),
13 2(c)(11), and 2(c)(21) of the Open Meetings Act?

14 MEMBER SAVAGE: I will motion.

15 CHAIRMAN SEWELL: May I have a second?

16 MEMBER MURRAY: Second.

17 CHAIRMAN SEWELL: All in favor say aye.

18 (Ayes heard.)

19 CHAIRMAN SEWELL: Opposed?

20 (No response.)

21 CHAIRMAN SEWELL: So we will have a short
22 executive session.

23 ///

24 ///

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1 (At 9:10 a.m. the Board adjourned into
2 executive session. Open session proceedings
3 resumed at 9:22 a.m. as follows:)

4 CHAIRMAN SEWELL: Okay. We'll come to
5 order.

6 From our closed session there's a
7 settlement agreement, and I'd like to have a
8 motion to approve the consent agreement for the
9 Health Facilities and Services Review Board,
10 19-01, Provident Hospital of Cook County, as part
11 of Cook County Health and Hospitals System.

12 MEMBER MURRAY: So moved.

13 CHAIRMAN SEWELL: Is there a second?

14 MEMBER SAVAGE: Second.

15 CHAIRMAN SEWELL: Any discussion?

16 (No response.)

17 CHAIRMAN SEWELL: Is this a voice vote?

18 MR. ROATE: Sure.

19 CHAIRMAN SEWELL: All in favor say aye.

20 (Ayes heard.)

21 CHAIRMAN SEWELL: Opposed?

22 (No response.)

23 CHAIRMAN SEWELL: Motion passes.

24 I need a motion to approve today's meeting

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1 agenda -- oh. Hold on before you do that.

2 We have something to take off the agenda.

3 It is H -- okay. It's H-02, Project No. 19-015,
4 Dialysis Care Center of Chicago Heights in Chicago
5 Heights, Illinois.

6 So other than that, could I have a motion
7 to approve, I guess, the amended August 6th
8 meeting agenda?

9 MEMBER MARTELL: So moved.

10 CHAIRMAN SEWELL: Is there a second?

11 MEMBER SLATER: Second.

12 CHAIRMAN SEWELL: All in favor, aye.

13 (Ayes heard.)

14 CHAIRMAN SEWELL: All right. I need a
15 motion to approve the June 4, 2019, meeting
16 transcript.

17 MR. ROATE: Sir, may I ask who seconded
18 that motion? That last motion.

19 MEMBER SLATER: I'll second it.

20 CHAIRMAN SEWELL: I think Mr. Slater did.

21 MR. ROATE: Thank you.

22 CHAIRMAN SEWELL: Or at least he
23 volunteered to second it --

24 MR. ROATE: Thank you.

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1 CHAIRMAN SEWELL: -- since you asked the
2 question.

3 All right. I need a motion to approve the
4 June 4, 2019, meeting transcript.

5 (No response.)

6 MEMBER SLATER: I move to approve the
7 2000- -- whatever transcript.

8 CHAIRMAN SEWELL: The transcript? All
9 right.

10 Is there a second?

11 MEMBER MARTELL: I'll second.

12 MS. AVERY: Second?

13 CHAIRMAN SEWELL: I suppose the motion
14 dies for the lack of a second.

15 MEMBER MURRAY: Second.

16 MR. ROATE: Motion made by Slater;
17 seconded by Martell, sir.

18 CHAIRMAN SEWELL: Okay. All right.

19 All in favor, aye.

20 (Ayes heard.)

21 CHAIRMAN SEWELL: Opposed?

22 (No response.)

23 CHAIRMAN SEWELL: All right.

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1 CHAIRMAN SEWELL: Are we ready for public
2 participation?

3 MS. AVERY: Do we still have one person?

4 MS. GUILD: No.

5 MS. AVERY: Oh, they withdrew?

6 The person withdrew.

7 CHAIRMAN SEWELL: Oh, we don't need to
8 stop now -- we're going to pause for just a
9 second.

10 THE COURT REPORTER: Thank you.

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1 CHAIRMAN SEWELL: All right. We don't
2 have any items approved by the Chair, so we'll
3 move to permit renewal requests. These are items
4 for State Board action.

5 So the first is A-01, Project No. 17-073,
6 Illinois Back & Neck Institute in Elmhurst.

7 May I have a motion to approve a 12-month
8 permit renewal for Project No. 17-073, Illinois
9 Back & Neck Institute in Elmhurst.

10 MEMBER SAVAGE: So moved.

11 CHAIRMAN SEWELL: Is there a second?

12 MEMBER MURRAY: Second.

13 CHAIRMAN SEWELL: Is there anyone here
14 to --

15 MS. AVERY: They're at the table.

16 CHAIRMAN SEWELL: I didn't look up.
17 I'm sorry.

18 MR. MORADO: We're hard to miss.

19 CHAIRMAN SEWELL: Do they need to be
20 sworn in?

21 THE COURT REPORTER: Would you raise your
22 right hands, please.

23 (Two witnesses sworn.)

24 THE COURT REPORTER: Thank you. And

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1 please print your names.

2 CHAIRMAN SEWELL: Do you have -- oh, the
3 State Board staff report, Mr. Constantino.

4 MR. CONSTANTINO: Thank you, Mr. Sewell.

5 The permit holders are asking the
6 State Board to approve the first permit renewal
7 for Permit No. 17-073.

8 In July of 2018 the State Board approved
9 Permit No. 17-073 to establish a limited-specialty
10 ASTC to perform orthopedic and pain management
11 services in Elmhurst at a cost of approximately
12 \$790,000.

13 The permit is financially committed, and
14 the current completion date is June 30th, 2019.
15 The reason for this request is delays in IDPH
16 design plan reviews. The permit holders are
17 asking for a 12-month permit renewal until
18 June 30th, 2020.

19 Thank you, sir.

20 CHAIRMAN SEWELL: All right.

21 Do you have any comments for the Board?

22 MR. MORADO: Sure, briefly. Member Sewell
23 and members of the Board, welcome.

24 We are here today for Illinois Back and

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1 Neck Institute. It is an ASTC that's seeking to
2 establish one operating room that's going to be
3 providing pain management and orthopedic
4 procedures.

5 You'll be very pleased to know that
6 currently the facility is operating as an
7 office-based practice, so the patients in the area
8 are being able to be treated although they do not
9 receive the full spectrum that they would --
10 services that they would in the ASTC.

11 Right now we have construction plans at
12 the IDPH, and we're working with the department to
13 get those approved. This particular issue has to
14 deal with an 8-foot clearance that -- they need to
15 move a wall, essentially. But we don't anticipate
16 many issues beyond that.

17 Once we get that resolved, we'll be able
18 to complete the licensing process and close the
19 project out.

20 And so this is our first permit renewal,
21 and we're seeking some additional time to do just
22 that.

23 CHAIRMAN SEWELL: Questions from any Board
24 members of the Applicant or the staff?

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1 (No response.)

2 CHAIRMAN SEWELL: Okay. We already have
3 the motion and the second on the floor. So can we
4 have a roll call vote?

5 MR. ROATE: Thank you.

6 Motion made by Ms. Savage; seconded by
7 Dr. Murray.

8 Ms. Martell.

9 MEMBER MARTELL: In favor, present.

10 MR. ROATE: Thank you.

11 Dr. Murray.

12 MEMBER MURRAY: Aye.

13 MR. ROATE: Thank you.

14 Ms. Savage.

15 MEMBER SAVAGE: In favor.

16 MR. ROATE: Thank you.

17 Mr. Slater.

18 MEMBER SLATER: Yes.

19 MR. ROATE: Thank you.

20 Chairman.

21 CHAIRMAN SEWELL: I vote yes.

22 MR. ROATE: Thank you.

23 That's 5 votes in the affirmative.

24 CHAIRMAN SEWELL: Thank you.

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1 MR. MORADO: Thank you.

2 MR. SILBERMAN: Thank you.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 A-02, Project No. 17-049, DaVita Northgrove
3 Dialysis in Highland.

4 May I have a motion to approve a
5 seven-month permit renewal for Project No. 17-049,
6 DaVita Northgrove Dialysis in Highland.

7 (No response.)

8 CHAIRMAN SEWELL: Is there a motion to
9 approve?

10 MEMBER SLATER: I move to approve.

11 CHAIRMAN SEWELL: Is there a second?

12 MS. AVERY: Second down there.

13 MEMBER MARTELL: Second.

14 CHAIRMAN SEWELL: Okay. I didn't hear.
15 I'm sorry.

16 MEMBER MARTELL: Second.

17 CHAIRMAN SEWELL: All right.

18 Do you want to swear?

19 THE COURT REPORTER: Would you raise your
20 right hand, please.

21 (One witness sworn.)

22 THE COURT REPORTER: Thank you. And
23 please print your name.

24 CHAIRMAN SEWELL: Okay. State agency

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1 report.

2 MR. CONSTANTINO: Thank you, Mr. Sewell.

3 The permit holders are asking the
4 State Board to approve the first permit renewal
5 for Permit No. 17-049.

6 This permit authorized the establishment
7 of a 12-station ESRD facility in Highland,
8 Illinois, at a cost of approximately \$3 million.
9 The permit is financially committed with a signing
10 of the lease agreement.

11 The permit holders would like to extend
12 the permit's completion date by seven months, from
13 July 31st, 2019, to February 29th, 2020. The
14 permit holders need additional time to complete
15 construction and obtain Medicare certification.

16 Thank you, sir.

17 CHAIRMAN SEWELL: All right.

18 Any comments for the Board?

19 MS. COOPER: I'm sorry. I do.

20 Actually, since we submitted the permit
21 renewal request, construction has been completed.
22 On July 30th we received IDPH approval to treat
23 our first patient.

24 The only thing that we're waiting for

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1 right now is Medicare certification, which could
2 take up to six months, so that's why we're asking
3 for the permit renewal.

4 THE COURT REPORTER: Could you state your
5 name, please, for the record.

6 MS. COOPER: Oh, I'm sorry.

7 Anne Cooper, A-n-n-e C-o-o-p-e-r.

8 CHAIRMAN SEWELL: All right. There don't
9 appear to be any other questions from Board
10 members, so we'll have a roll call vote.

11 MR. ROATE: Thank you, sir.

12 Motion made by Mr. Slater; seconded by
13 Ms. Martell.

14 Ms. Martell.

15 MEMBER MARTELL: In conformance with
16 completion of the project and the IDPH staff
17 report.

18 MR. ROATE: Thank you.

19 Ms. Murray.

20 MEMBER MURRAY: Yes, I agree, in
21 conformance with the staff report.

22 MR. ROATE: Thank you.

23 Ms. Savage.

24 MEMBER SAVAGE: Yes, in conformance with

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1 the State Board staff report.

2 MR. ROATE: Thank you.

3 Mr. Slater.

4 MEMBER SLATER: Yes.

5 MR. ROATE: Thank you.

6 Chairman Sewell.

7 CHAIRMAN SEWELL: Yes, for reasons stated.

8 MR. ROATE: Thank you.

9 That's 5 votes in the affirmative.

10 MS. COOPER: Thank you.

11 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next is A-03, Project
2 No. 16-010, OSF St. Mary Medical Center in
3 Galesburg.

4 May I have a motion to approve a
5 nine-month permit renewal for this project,
6 OSF St. Mary Medical Center.

7 Is there a motion?

8 MEMBER SAVAGE: So moved.

9 CHAIRMAN SEWELL: There's a motion. Is
10 there a second?

11 MEMBER SLATER: Second.

12 CHAIRMAN SEWELL: All right.

13 THE COURT REPORTER: Would you raise your
14 right hand, please.

15 (One witness sworn.)

16 THE COURT REPORTER: Thank you. And
17 please print your name.

18 MR. PARKHURST: Ed Parkhurst, CON consultant.

19 CHAIRMAN SEWELL: Thank you.

20 State agency report.

21 MR. CONSTANTINO: Thank you, Mr. Sewell.

22 The permit holders are asking the
23 State Board to approve the first permit renewal
24 for Permit No. 16-10.

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1 The permit authorized the construction and
2 modernization of a medical center at a cost of
3 approximately \$28.1 million. The permit is
4 financially committed and is approximately
5 75 percent complete with modernization yet to be
6 completed.

7 The permit holders would like to extend
8 the permit nine months, from August 15, 2019, to
9 May 15, 2020.

10 Thank you, sir.

11 CHAIRMAN SEWELL: All right. Any
12 comments?

13 MR. PARKHURST: Just very quickly, this is
14 a combination of new and modernization of the
15 hospital. The expenditure, the construction --
16 hundred percent complete on new construction and
17 about 80 percent complete overall.

18 It's a complicated project that's been
19 phasing, and because of some of the phasing, the
20 construction itself has been delayed, so the
21 request is for a nine-month renewal until May 15th
22 of 2020.

23 CHAIRMAN SEWELL: So it's completing that
24 and it's the IDPH inspection --

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1 MR. PARKHURST: That's correct.

2 CHAIRMAN SEWELL: -- and licensure?

3 All right. Questions from Board members?

4 (No response.)

5 CHAIRMAN SEWELL: Hearing none, roll call
6 vote.

7 MR. ROATE: Thank you, Chairman.

8 Motion made by Ms. Savage; seconded by
9 Mr. Slater.

10 Ms. Martell.

11 MEMBER MARTELL: Yes, in conformance with
12 IDPH staff report.

13 MR. ROATE: Thank you.

14 Dr. Murray.

15 MEMBER MURRAY: Yes, in agreement with the
16 staff report.

17 MR. ROATE: Thank you.

18 Ms. Savage.

19 MEMBER SAVAGE: Yes, in conformance with
20 the State staff Board report.

21 MR. ROATE: Thank you.

22 Mr. Slater.

23 MEMBER SLATER: Yes.

24 MR. ROATE: Thank you.

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1 Chairman Sewell.

2 CHAIRMAN SEWELL: Yes, for reasons already
3 stated.

4 MR. PARKHURST: Thank you.

5 MR. ROATE: 5 votes in the affirmative.

6 CHAIRMAN SEWELL: All right.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 A-05, Project No. 17-035, Manor Court of Rochelle
3 in Rochelle.

4 May I have a motion to approve a
5 nine-month permit renewal for this project.

6 MEMBER MARTELL: Motion.

7 CHAIRMAN SEWELL: Is there a second?

8 MEMBER MURRAY: Second.

9 CHAIRMAN SEWELL: All right.

10 THE COURT REPORTER: Would you raise your
11 right hand, please.

12 (One witness sworn.)

13 THE COURT REPORTER: Thank you. Please
14 print your name and state it for the record.

15 MR. KNIERY: My name is John Kniery,
16 K-n-i-e-r-y.

17 CHAIRMAN SEWELL: All right. Thank you.
18 State agency report.

19 MR. CONSTANTINO: Thank you, Mr. Sewell.

20 The permit holders are asking the
21 State Board to approve the first permit renewal
22 for Permit No. 17-35.

23 This permit authorized the establishment
24 of a 92-bed general long-term care facility in

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1 Rochelle. The State Board staff notes the
2 progress is financially committed and the current
3 project completion date is October 1st, 2010. The
4 project cost is approximately \$18.9 million.

5 The permit holder would like to extend the
6 completion date to July 1st, 2020. The reason for
7 delay was the exceptionally cold winter
8 experienced in late 2018 and early 2019 in the
9 Rochelle area. The permit is approximately
10 39 percent complete.

11 I would like to note this permit was
12 approved for an alteration on June 26th, 2018,
13 that increased the cost from 17.6 to \$18.9 million,
14 an increase of 1.3 million or approximately
15 7 percent, and increased the approved gross square
16 footage approximately 3200 gross square feet or
17 approximately 5 percent.

18 Thank you, sir.

19 CHAIRMAN SEWELL: All right.

20 Yeah. Any comments?

21 MR. KNIERY: Thank you. Good morning and
22 welcome, new Board members.

23 I'd like to thank Mr. Constantino and
24 Mr. Roate for the review of this project and

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1 assistance throughout the process.

2 As of yesterday, the final truss was set,
3 and the roof should be completed very soon, within
4 the next couple weeks. And as indicated in the
5 report, the electrical, the plumbing, the
6 sprinkler are all nearing completion in the
7 residential wings. In many of the spots drywall
8 is or has been installed.

9 I'd like to thank you for your
10 consideration and ask for your approval.

11 CHAIRMAN SEWELL: All right.

12 We -- do you have any questions -- Board
13 members have any questions of the Applicant?

14 (No response.)

15 CHAIRMAN SEWELL: If not, roll call.

16 MR. ROATE: Thank you, sir.

17 Motion made by Ms. Martell; seconded by
18 Dr. Murray.

19 Ms. Martell.

20 MEMBER MARTELL: In agreement and
21 conformance with the IDPH staff report and the
22 update from the provider.

23 MR. ROATE: Thank you.

24 Dr. Murray.

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1 MEMBER MURRAY: In agreement with the
2 staff report, yes.

3 MR. ROATE: Thank you.

4 Ms. Savage.

5 MEMBER SAVAGE: Yes, in conformance with
6 what we've heard today.

7 MR. ROATE: Thank you.

8 Mr. Slater.

9 MEMBER SLATER: Yes.

10 MR. ROATE: Thank you.

11 Chairman Sewell.

12 CHAIRMAN SEWELL: Yes, for reasons stated.

13 MR. ROATE: Thank you.

14 That's 5 votes in the affirmative.

15 CHAIRMAN SEWELL: Thank you.

16 MR. KNIERY: Thank you.

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1 CHAIRMAN SEWELL: Next project is A-06.
2 It's No. 17-048, Lake Behavioral Hospital in
3 Waukegan.

4 May I have a motion to approve an 11-month
5 permit renewal for this project.

6 MEMBER SAVAGE: So moved.

7 CHAIRMAN SEWELL: Is there a second?

8 MEMBER SLATER: Second.

9 CHAIRMAN SEWELL: All right.

10 Could you swear in the presenters?

11 (An off-the-record discussion was held.)

12 THE COURT REPORTER: Would you raise your
13 right hand, please.

14 (One witness sworn.)

15 THE COURT REPORTER: Thank you.

16 CHAIRMAN SEWELL: State agency report.

17 MR. CONSTANTINO: Thank you, Mr. Sewell.

18 The permit holders are asking the
19 State Board to approve the first permit renewal
20 for Permit No. 17-048 that, in January of 2018,
21 authorized the renovation and expansion of a
22 146-bed acute mental illness hospital in Waukegan
23 at a cost of approximately \$32.2 million. The
24 State Board staff notes the project is financially

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1 committed and the current project completion date
2 is October 31st, 2019.

3 The reason for the request is delays
4 caused by extreme weather conditions in late 2018
5 and early 2019 and delays with permitting
6 processes for the project by 13 to 15 weeks. The
7 project is approximately 30 percent complete.

8 Thank you, sir.

9 CHAIRMAN SEWELL: All right. Any comments
10 for the board?

11 MR. SILBERMAN: Thank you, Member Sewell.
12 Very briefly.

13 Mark Silberman. And with me, in addition
14 to Mr. Kniery and Mr. Morado, we have Martina Sze,
15 who is the chief development officer for
16 US HealthVest.

17 US HealthVest operates three AMI hospitals
18 here in Illinois, including Lake Behavioral
19 Hospital. And simply put, there was a little bit
20 of an unexpected delay in the permitting process
21 that took us deeper into winter, and then we had a
22 pretty rough winter.

23 Rather than pushing through some of the
24 construction challenges which would have modified

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1 the costs in a way that wouldn't have been
2 consistent with the project as approved and as we
3 presented to the Board, a determination was made
4 to allow the project to slow down and seek a
5 renewal, which will allow us the time necessary to
6 complete the project.

7 That will allow us to complete it on time
8 and under budget. And the most important thing
9 for the Board members to know is that care is
10 being provided throughout because Lake Behavioral
11 Hospital is operating on the former Vista West
12 campus in the 46-bed unit while the new 146-bed
13 AMI hospital is being constructed.

14 So with that, we're happy to address any
15 questions and want to thank the Board staff for
16 the positive report.

17 CHAIRMAN SEWELL: Any questions by Board
18 members?

19 (No response.)

20 CHAIRMAN SEWELL: If not, we'll have roll
21 call.

22 MR. ROATE: Thank you, sir.

23 Motion made by Ms. Savage; seconded by
24 Mr. Slater.

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1 Ms. Martell.

2 MEMBER MARTELL: In support, based on
3 staff recommendations.

4 MR. ROATE: Thank you.

5 Dr. Murray.

6 MEMBER MURRAY: Yes, based upon the staff
7 recommendation.

8 MR. ROATE: Thank you.

9 Ms. Savage.

10 MEMBER SAVAGE: Yes, based on the staff
11 recommendations.

12 MR. ROATE: Thank you.

13 Mr. Slater.

14 MEMBER SLATER: Yes.

15 MR. ROATE: Thank you.

16 Chairman Sewell.

17 CHAIRMAN SEWELL: Yes, for reasons stated.

18 MR. ROATE: Thank you.

19 That's 5 votes in the affirmative.

20 CHAIRMAN SEWELL: Thank you.

21 MR. MORADO: Thank you.

22 MR. SILBERMAN: Thank you.

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1 CHAIRMAN SEWELL: Next is A-07, Project
2 No. 17-072, Illinois Vascular Care in Schaumburg.
3 This is the second request.

4 May I have a motion to approve a
5 nine-month permit renewal for this project.

6 MEMBER SLATER: So moved.

7 CHAIRMAN SEWELL: Is there a second?

8 MEMBER MARTELL: Second.

9 THE COURT REPORTER: They've already been
10 sworn.

11 CHAIRMAN SEWELL: Yeah.

12 State agency report.

13 MR. CONSTANTINO: Thank you, sir.

14 The permit holders are asking the
15 State Board to approve the second permit renewal
16 for Permit No. 17-072 that, in April of 2018,
17 authorized the establishment of a single-specialty
18 ASTC in Schaumburg at a cost of approximately
19 \$3.1 million. The State Board staff notes
20 approximately 7 percent of the funds have been
21 expended and the current project completion date
22 is August 3rd, 2019.

23 The reason for the request is lease
24 negotiations on the existing location have not

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1 been resolved to the satisfaction of both parties,
2 and construction/modernization has yet to
3 commence. The permit holders are asking the State
4 Board to extend the completion date to May 1st,
5 2020.

6 Thank you, sir.

7 CHAIRMAN SEWELL: All right.

8 Any comments for the Board?

9 MR. SILBERMAN: Thank you, Member Sewell.

10 This one is a little unique. This is a
11 vascular access center. This is a patient
12 population that is all on dialysis, and the
13 patient population is already and continues to be
14 served by the individuals behind the development
15 of this surgery center.

16 As simply as we can put it, this was -- is
17 one of the risks when we have a letter of intent
18 on the lease. What happened is the developer who
19 owns this building -- I believe they identified,
20 potentially, a more lucrative opportunity and
21 offered a one-month -- or excuse me -- a one-year
22 lease, which we concluded would be -- and our
23 clients concluded -- would be irresponsible to
24 develop this project without having a long-term

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1 commitment.

2 Those discussions remain ongoing. We are
3 hopeful that it's able to be resolved but have
4 also begun looking for new locations,
5 understanding full well that under the Board's
6 rules, if we have to move this certificate of
7 need, we would have to relinquish this permit and
8 comply for a brand-new CON.

9 But the determination of Nephrology
10 Associates of Northern Illinois is that it would
11 be irresponsible to do anything other than go
12 forward knowing that we'll be able to provide this
13 care on a long-term basis.

14 And just as a matter of the irony, they
15 believed they have identified a perfect new
16 location, and it proved to be owned by the exact
17 same landlord.

18 So we have some degree of hesitancy, but
19 we are very confident that we will either resolve
20 this and be able to complete this project as
21 approved by this Board or, if not, we will appear
22 with our clients and relinquish the existing
23 permit with a new proposal so that we can be
24 confident this care can be provided.

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1 But as Mr. Morado reminded me to make
2 clear, patients are receiving this vascular access
3 care throughout this process, so this has not
4 inhibited the access to care.

5 CHAIRMAN SEWELL: So there's nothing new
6 on the lease negotiations since the writing of the
7 State agency report?

8 MR. SILBERMAN: Nothing -- we don't have
9 an update.

10 CHAIRMAN SEWELL: Okay.

11 Any questions by Board members?

12 (No response.)

13 CHAIRMAN SEWELL: If not, roll call.

14 MR. ROATE: Thank you, sir.

15 Motion made by Mr. Slater; seconded by
16 Ms. Martell.

17 Ms. Martell.

18 MEMBER MARTELL: In support of the
19 proposed request for renewal, in agreement with
20 the staff recommendation -- or staff report.
21 I'm sorry.

22 MR. ROATE: Thank you.

23 Dr. Murray.

24 MEMBER MURRAY: Yes, in support of staff

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1 recommendation.

2 MR. ROATE: Thank you.

3 Ms. Savage.

4 MEMBER SAVAGE: Yes, in favor based on the
5 staff report and testimony today.

6 MR. ROATE: Thank you.

7 Mr. Slater.

8 MEMBER SLATER: Yes.

9 MR. ROATE: Thank you.

10 Chairman Sewell.

11 CHAIRMAN SEWELL: Yes, in support of the
12 reasons already stated.

13 MR. ROATE: Thank you.

14 That's 5 votes in the affirmative.

15 MR. SILBERMAN: Thank you.

16 MR. MORADO: Thank you.

17 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 A-04, Project No. 17-036, Northwestern Medicine
3 Woodstock Hospital in Woodstock.

4 May I have a motion to approve a
5 nine-month permit renewal for this project.

6 MEMBER MURRAY: So moved.

7 CHAIRMAN SEWELL: Is there a second?

8 MEMBER SAVAGE: Second.

9 THE COURT REPORTER: Would you raise your
10 right hand, please.

11 (Three witnesses sworn.)

12 THE COURT REPORTER: Thank you.

13 And I have your names, if you would just
14 state your names for the record, please.

15 MS. ORTH: Bridget Orth.

16 MS. HALL: Ann Hall.

17 MR. POWERS: Ron Powers.

18 CHAIRMAN SEWELL: Okay.

19 State agency report.

20 MR. CONSTANTINO: Thank you, Mr. Sewell.

21 The permit holders are asking the
22 State Board to approve the first permit renewal
23 for Permit No. 17-036, which authorized the
24 establishment of a 22-bed comprehensive physical

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1 rehabilitation category of service on the campus
2 of Centegra Hospital in Woodstock at a cost of
3 approximately \$4 million. The permit is
4 financially committed, and the current project
5 completion date is September 30th, 2019.

6 The permit holders would like a nine-month
7 permit renewal from September 30th, 2019, to
8 June 30th, 2020.

9 Thank you, Mr. Sewell.

10 CHAIRMAN SEWELL: All right.

11 Do you have a presentation?

12 MS. ORTH: Sure, just briefly as
13 background.

14 This project was approved less than a year
15 before Centegra Health system affiliated with
16 Northwestern Medicine. And as is our normal
17 process with affiliations, we wanted to look at
18 any open or future construction projects to make
19 sure that it made sense within the overall
20 Northwestern Medicine System context, and so we
21 put this project on hold while we performed that
22 evaluation.

23 That analysis was concluded in the spring,
24 and it confirmed that this was the right move for

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1 the system, and so we started construction work
2 again right away. But because of the delay, we
3 won't be able to complete it by the original
4 project completion date.

5 CHAIRMAN SEWELL: Okay. Any questions of
6 the Applicant by Board members?

7 (No response.)

8 CHAIRMAN SEWELL: Okay. If not, roll call
9 on the permit renewal.

10 MR. ROATE: Thank you, sir.

11 Motion made by Dr. Murray; seconded by
12 Ms. Savage.

13 Ms. Martell.

14 MEMBER MARTELL: In support, in
15 concurrence with the State Board staff report.

16 MR. ROATE: Thank you.

17 Dr. Murray.

18 MEMBER MURRAY: In support of the staff
19 report, yes.

20 MR. ROATE: Thank you.

21 Ms. Savage.

22 MEMBER SAVAGE: In support, based on the
23 staff report.

24 MR. ROATE: Thank you.

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1 Mr. Slater.

2 MEMBER SLATER: Yes.

3 MR. ROATE: Thank you.

4 Chairman Sewell.

5 CHAIRMAN SEWELL: Yes, for reasons stated.

6 MR. ROATE: Thank you.

7 5 votes in the affirmative.

8 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Now we're moving into
2 alteration requests, and the -- next on the agenda
3 is D-02, same project number as before, 17-036,
4 and, again, it's Northwestern Medicine Woodstock
5 Hospital in Woodstock.

6 May I have a motion to approve an
7 alteration for 17-036, Northwest Medicine
8 Woodstock Hospital, to increase project costs for
9 medical equipment.

10 MEMBER SAVAGE: So moved.

11 CHAIRMAN SEWELL: Is there a second?

12 MEMBER MARTELL: Second.

13 CHAIRMAN SEWELL: All right.

14 And they've been sworn in.

15 And so State agency report.

16 MR. CONSTANTINO: Thank you, Mr. Sewell.

17 The permit holders are asking the
18 State Board to approve an alteration to Permit
19 No. 17-036. The permit holders propose to
20 increase the cost of the project from
21 approximately \$4 million to approximately
22 \$4.3 million or \$237,000 or 7 percent of the
23 approved permit amount.

24 The permit holders have met all the

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1 requirements of the State Board.

2 Thank you, sir.

3 CHAIRMAN SEWELL: All right.

4 Any presentation on the alteration
5 request?

6 MS. ORTH: Sure.

7 Really quickly, I just want -- the only
8 line item that is affected is the equipment
9 line item. When we were confirming the budget
10 when we were moving forward with the project, we
11 discovered that the equipment line item was
12 grossly understated.

13 We're not sure what happened with it. The
14 person who put the application together has moved
15 out of state, so we're not sure what the intent
16 was, if maybe they were planning to use more of
17 the existing equipment and not move it from
18 McHenry. We're not sure.

19 But we want to make sure that the project
20 is what it should be.

21 CHAIRMAN SEWELL: Any other questions?

22 (No response.)

23 CHAIRMAN SEWELL: For the staff, what is
24 the -- what's the tolerance for a cost overrun?

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1 MR. CONSTANTINO: 7 percent.

2 CHAIRMAN SEWELL: 7 percent?

3 MR. CONSTANTINO: Yes.

4 CHAIRMAN SEWELL: So they went over
5 7 percent?

6 MR. CONSTANTINO: No. They're right at
7 7 percent.

8 CHAIRMAN SEWELL: Okay.

9 You might have gotten away with not
10 coming in.

11 All right. Roll call.

12 MR. ROATE: Thank you, sir.

13 Motion made by Ms. Savage; seconded by
14 Ms. Martell.

15 Ms. Martell.

16 MEMBER MARTELL: Yes, in support in --
17 with conformance with the State Board staff
18 report.

19 MR. ROATE: Thank you.

20 Dr. Murray.

21 MEMBER MURRAY: Yes, in support of the
22 staff report.

23 MR. ROATE: Thank you.

24 Ms. Savage.

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1 MEMBER SAVAGE: Yes.

2 MR. ROATE: Thank you.

3 Mr. Slater.

4 MEMBER SLATER: Yes.

5 MR. ROATE: Thank you.

6 Chairman Sewell.

7 CHAIRMAN SEWELL: Yes. State agency

8 report finds conformance for both 1110 and 1120.

9 MR. ROATE: Thank you.

10 That's 5 votes in the affirmative.

11 MS. ORTH: Thank you.

12 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 D-01, Project No. 17-030, SwedishAmerican Hospital
3 in Rockford.

4 May I have a motion to approve an
5 alteration for this project to space and project
6 costs.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER SLATER: Second.

10 CHAIRMAN SEWELL: All right.

11 THE COURT REPORTER: Would you raise your
12 right hands, please.

13 (Two witnesses sworn.)

14 THE COURT REPORTER: Thank you. Please
15 state your names and print them, as well.

16 MR. BORN: Michael Born, B-o-r-n.

17 MS. CANTRELL: Jedediah Cantrell.

18 J-e-d-e-d-i-a-h C-a-n-t-r-e-l-l.

19 CHAIRMAN SEWELL: All right.

20 State agency.

21 MR. CONSTANTINO: Thank you, Mr. Sewell.

22 The permit holders are asking the
23 State Board to approve an alteration to Permit
24 No. 17-030. The permit holders propose to

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1 increase the costs of the project from
2 approximately 23.8 million to 25.3 million, an
3 increase of approximately 6 percent, and increase
4 the gross square footage from 67,600 gross square
5 foot to 70,800 gross square foot, an increase of
6 approximately 3200 gross square feet or
7 4.73 percent from the approved permit amount.

8 The permit holders have met all of the
9 requirements of the State Board.

10 Thank you, sir.

11 CHAIRMAN SEWELL: Thank you.

12 Presentation for the Board?

13 MR. BORN: We thank Mr. Constantino and
14 staff for the staff report.

15 Mr. Sewell and other Board members, it's
16 an opportunity to be before the Board today, and
17 we're here to respond to any questions you might
18 have.

19 CHAIRMAN SEWELL: Do Board members have
20 any questions?

21 (No response.)

22 CHAIRMAN SEWELL: So sort of related to
23 what I asked before -- I'm asking the staff
24 here -- this cost increase really doesn't require

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1 an application and CON because it's under
2 7 percent; is that correct?

3 MR. CONSTANTINO: All alterations are
4 supposed to be reported to the Board --

5 CHAIRMAN SEWELL: Oh. Because it's a
6 change?

7 MR. CONSTANTINO: -- no matter what
8 they do.

9 CHAIRMAN SEWELL: Right. Because it's a
10 change?

11 MR. CONSTANTINO: Yes.

12 CHAIRMAN SEWELL: I see. Okay.
13 I understand.

14 MR. CONSTANTINO: There's a maximum of
15 7 percent on cost --

16 CHAIRMAN SEWELL: Right.

17 MR. CONSTANTINO: -- and a maximum of
18 5 percent on gross square footage.

19 CHAIRMAN SEWELL: All right. Any other
20 questions by Board members?

21 (No response.)

22 MR. ROATE: Thank you, sir.

23 Motion made by Ms. Savage; seconded by
24 Mr. Slater.

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1 Ms. Martell.

2 MEMBER MARTELL: In support, finding in
3 conformance with the State Board staff report.

4 MR. ROATE: Thank you.

5 Dr. Murray.

6 MEMBER MURRAY: Yes in support of the
7 staff report.

8 MR. ROATE: Thank you.

9 Ms. Savage.

10 MEMBER SAVAGE: Yes, in conformance with
11 the staff report.

12 CHAIRMAN SEWELL: Thank you.

13 Mr. Slater.

14 MEMBER SLATER: Yes.

15 MR. ROATE: Thank you.

16 Chairman Sewell.

17 CHAIRMAN SEWELL: Yes, for reasons already
18 stated.

19 MR. ROATE: Thank you.

20 That's 5 votes in the affirmative.

21 MS. CANTRELL: Thank you.

22 MR. BORN: Thank you.

23 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: There are no extension
2 requests, but there are exemption requests.

3 Now, Ann, did you have something you
4 wanted to say?

5 MS. GUILD: Yes.

6 The next set of applications before you
7 are applications for exemption. These are
8 different than applications for certificate of
9 need permits because under Section 6 of our Act --
10 and I'm quoting this -- "An exemption shall be
11 approved when information required by the Board by
12 rule is submitted."

13 The Board does not have discretion
14 regarding these applications. The Applicants
15 still have to go through our process, including
16 the availability of opportunities for a public
17 hearing and public participation and written
18 comments, but I just wanted to make it clear to
19 the Board members that these applications, if they
20 have provided the required information, they have
21 to be approved.

22 CHAIRMAN SEWELL: All right. I guess we
23 heard that.

24 This is C-01, Project No. E-021-19,

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1 Decatur Memorial Hospital in Decatur.

2 May I have a motion to approve Exemption
3 No. E-021-19, Decatur Memorial Hospital, for a
4 change of ownership transaction.

5 MEMBER MARTELL: I so move.

6 CHAIRMAN SEWELL: Is there a second?

7 MEMBER SAVAGE: Second.

8 CHAIRMAN SEWELL: All right.

9 Yes, presentation.

10 THE COURT REPORTER: Would you raise your
11 right hands, please.

12 CHAIRMAN SEWELL: Oh, I'm sorry.

13 (Two witnesses sworn.)

14 THE COURT REPORTER: Thank you. Please
15 print your names and state your names, as well.

16 MR. ENGLAND: Sure.

17 Kevin England, E-n-g-l-a-n-d, with
18 Memorial Health System.

19 MR. BURMESTER: Mark Burmester,
20 B-u-r-m-e-s-t-e-r, with Decatur Memorial Hospital.

21 CHAIRMAN SEWELL: Staff report.

22 MR. CONSTANTINO: Thank you, sir.

23 The exemption holders are asking the
24 State Board to approve a change of ownership of

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1 Decatur Memorial Hospital to Memorial Health
2 System.

3 Decatur Memorial Hospital is 100 percent
4 owned by Illinois Health and Science, an Illinois
5 not-for-profit corporation. The transaction
6 involves a membership substitution with Memorial
7 Health System assuming control of Decatur Memorial
8 Hospital. Memorial Health System will become the
9 sole corporate member of Decatur Memorial Hospital
10 and will have the standard reserve powers it will
11 hold as a member.

12 There is no change in the IDPH licensee or
13 owner of the site. The fair market value of the
14 transaction is approximately \$183.4 million. The
15 expected completion date is October 1st, 2019.

16 No public hearing was requested, and no
17 support or opposition letters were received. The
18 exemption owners have provided all the information
19 required by the State Board.

20 Thank you, sir.

21 CHAIRMAN SEWELL: Thank you.

22 Do you have a presentation?

23 MR. ENGLAND: Yes. We'd like to thank the
24 Board and staff for the opportunity to present

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1 Decatur Memorial Hospital's certificate of
2 exemption application to become an affiliate of
3 Memorial Health System.

4 The parties believe the affiliation will
5 benefit the residents of central Illinois by
6 creating a comprehensive, integrated delivery
7 system that will allow organizations to improve
8 its capabilities to better serve the health care
9 needs of central Illinois.

10 In respect of the Board's time today in
11 light of the positive staff report we see pursuant
12 to our application, we'd be happy to answer any
13 questions.

14 CHAIRMAN SEWELL: Okay. Are there
15 questions by Board members?

16 (No response.)

17 CHAIRMAN SEWELL: All right. Roll call.

18 MR. ROATE: Thank you, sir.

19 Motion made by Ms. Martell; seconded by
20 Ms. Savage.

21 Ms. Martell.

22 MEMBER MARTELL: In support, based on
23 staff report and presentation.

24 MR. ROATE: Thank you.

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1 Dr. Murray.

2 MEMBER MURRAY: Assuming we're told we
3 have to vote yes.

4 I'm from Chicago. That's not a problem.

5 MR. ROATE: Ms. Savage.

6 MEMBER SAVAGE: Yes, in support based on
7 staff report and testimony.

8 CHAIRMAN SEWELL: Thank you.

9 Mr. Slater.

10 MEMBER SLATER: Yes.

11 MR. ROATE: Thank you.

12 Chairman Sewell.

13 CHAIRMAN SEWELL: I vote yes based on the
14 reasons already stated.

15 MR. ROATE: Thank you.

16 That's 5 votes in the affirmative.

17 MR. ENGLAND: Thank you.

18 MR. BURMESTER: Thank you.

19 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next -- we're still
2 under exemption requests -- C-02, Project
3 No. E-022-19, The Center of Orthopedic Medicine in
4 Bloomington.

5 May I have a motion to approve this
6 exemption for a change of ownership on the
7 real estate portion of the facility.

8 (No response.)

9 CHAIRMAN SEWELL: Is there a motion?

10 MEMBER SAVAGE: So moved.

11 CHAIRMAN SEWELL: Is there a second?

12 MS. AVERY: Don't be shy.

13 MEMBER MARTELL: Second.

14 CHAIRMAN SEWELL: All right.

15 MEMBER SLATER: Second.

16 CHAIRMAN SEWELL: There's no one here to
17 represent the project?

18 MR. CONSTANTINO: They're aware that it
19 was on this agenda. I couldn't tell you where
20 they're at, though.

21 CHAIRMAN SEWELL: Should we proceed?

22 MS. AVERY: Yeah.

23 CHAIRMAN SEWELL: We'll go ahead.

24 State agency report.

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1 MR. CONSTANTINO: Thank you, sir.

2 The exemption holders are asking the
3 State Board to approve a change of ownership of
4 the real estate housing The Center of Orthopedic
5 Medicine, a licensed multispecialty ASTC in
6 Bloomington.

7 This change of ownership requires
8 State Board approval because the statute defines a
9 change of ownership as a change in the person who
10 has operational control of an existing health care
11 facility or a change in the person who has
12 ownership or control of a health care facility's
13 physical plant and capital assets. The Center for
14 Orthopedic Medicine, the licensed ASTC, is not a
15 party to this transaction.

16 The fair market value of the transaction,
17 the sale of the real estate, is approximately
18 \$18.2 million. The expected completion date is
19 August 7th, 2019.

20 No public hearing was requested, and no
21 support or opposition letters were received. The
22 exemption holders have provided all the
23 information required by the State Board.

24 Thank you, sir.

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1 CHAIRMAN SEWELL: Thank you.

2 For the new members, if we had an official
3 Chair of this Board, this project would not have
4 needed to come before us.

5 I just didn't want you-all to think we're
6 totally and completely bureaucratic. I am not the
7 official Chair. I'm the informal Vice Chair.
8 Okay?

9 All right. So any questions of staff on
10 this? Since the Applicant's not here.

11 (No response.)

12 CHAIRMAN SEWELL: Okay. If not, roll
13 call.

14 MR. ROATE: Thank you, sir.

15 Motion made by Ms. Savage; seconded by
16 Ms. Martell.

17 Ms. Martell.

18 MEMBER MARTELL: In support, finding the
19 Applicant in conformance based on the staff
20 report.

21 MR. ROATE: Thank you.

22 Dr. Murray.

23 MEMBER MURRAY: In support, based on the
24 staff report.

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1 MR. ROATE: Thank you.

2 Ms. Savage.

3 MEMBER SAVAGE: In support, based on the
4 staff report.

5 MR. ROATE: Thank you.

6 Mr. Slater.

7 MEMBER SLATER: Yes.

8 MR. ROATE: Thank you.

9 Chairman Sewell.

10 CHAIRMAN SEWELL: Yes, based on the staff
11 report.

12 MR. ROATE: Thank you.

13 CHAIRMAN SEWELL: Okay.

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Conducted on August 6, 2019

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1 CHAIRMAN SEWELL: Next exemption request
2 is C-03, Project No. E-023-19, BroMenn Comfort
3 Care and Suites in Bloomington.

4 May I have a motion to approve this
5 exemption request for a change of ownership
6 transaction on the real estate portion of the
7 facility.

8 (No response.)

9 CHAIRMAN SEWELL: Is there a motion?

10 MEMBER SAVAGE: So moved.

11 CHAIRMAN SEWELL: Is there a second?

12 MEMBER MURRAY: Second.

13 CHAIRMAN SEWELL: All right.

14 Again, it appears there's no presenter.
15 So State agency report.

16 MR. CONSTANTINO: Yes.

17 This is the same real estate that was
18 discussed in the previous project. The difference
19 is BroMenn Comfort Care and Suites, a postsurgical
20 recovery care center licensed under the
21 Alternative Health Care Act, is a licensed health
22 care facility by the State of Illinois; therefore,
23 they needed to come before the Board to approve
24 this change of ownership. BroMenn Comfort Care

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1 and Suites will remain the licensee and are not
2 part of the transaction.

3 There was no public hearing requested, and
4 no support or opposition letters were received.
5 The exemption holders have provided all the
6 information required by the State Board.

7 Just to note, the reason we had two
8 exemptions, because there were two licensed
9 facilities in this one building.

10 CHAIRMAN SEWELL: I see.

11 MR. CONSTANTINO: Thank you, sir.

12 CHAIRMAN SEWELL: All right. Any
13 questions of the staff?

14 (No response.)

15 CHAIRMAN SEWELL: If not, roll call.

16 MR. ROATE: Thank you, sir.

17 Motion made by Ms. Savage; seconded by
18 Dr. Murray.

19 Ms. Martell.

20 MEMBER MARTELL: In support, finding the
21 Applicant in conformance.

22 MR. ROATE: Thank you.

23 Dr. Murray.

24 MEMBER MURRAY: In support of the staff

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1 report.

2 MR. ROATE: Thank you.

3 Ms. Savage.

4 MEMBER SAVAGE: In support, based on the
5 staff report.

6 MR. ROATE: Thank you.

7 Mr. Slater.

8 MEMBER SLATER: In support.

9 MR. ROATE: Thank you.

10 Chairman Sewell.

11 CHAIRMAN SEWELL: Yes, for reasons stated.

12 MR. ROATE: Thank you.

13 That's 5 votes in the affirmative.

14 CHAIRMAN SEWELL: All right.

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1 CHAIRMAN SEWELL: Next is C-04, Project
2 No. E-025-19, Heartland Regional Medical Center in
3 Marion.

4 May I have a motion to approve this
5 exemption to discontinue a 12-bed obstetrics
6 category of service.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER MARTELL: Second.

10 CHAIRMAN SEWELL: All right.

11 THE COURT REPORTER: Would you raise your
12 right hands, please.

13 (Three witnesses sworn.)

14 THE COURT REPORTER: Thank you. Please
15 print your names and state your names for the
16 record.

17 MS. ADKINS: Hello. My name is Melissa
18 Adkins.

19 MR. AXEL: Jack Axel, Axel & Associates.

20 MS. QUESTELLE: Barrie Questelle, CNO.

21 CHAIRMAN SEWELL: Okay. State agency
22 report.

23 MR. CONSTANTINO: Thank you, sir.

24 The exemption holders are asking the

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1 State Board to approve the discontinuation of a
2 12-bed obstetric category of service at Heartland
3 Regional Medical Center, a 106-bed acute care
4 hospital in Marion, Illinois.

5 The reason for the discontinuation is the
6 low utilization of the category of service. The
7 expected completion date is September 7th, 2019.
8 There was no cost to this project.

9 No public hearing was requested, and no
10 letters of support or opposition were received.
11 The exemption holders have provided all the
12 information required by the State Board.

13 Thank you, sir.

14 CHAIRMAN SEWELL: All right.

15 Any presentation for the Board?

16 MR. AXEL: We'd be happy to answer your
17 questions. We don't have a presentation for you
18 this morning.

19 CHAIRMAN SEWELL: All right.

20 Do Board members -- yes.

21 MEMBER SLATER: It may be in the report,
22 but how far is the nearest facility from Marion at
23 this point?

24 MR. AXEL: 13 miles to the memorial

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1 hospital in Carbondale.

2 CHAIRMAN SEWELL: Now, is that the nearest
3 facility that has the obstetrics service? Or just
4 the nearest facility?

5 MR. AXEL: No, it has obstetrics,
6 including a NICU.

7 CHAIRMAN SEWELL: I just wanted to clarify.
8 Yes, sir.

9 MEMBER JENKINS: And -- Dan Jenkins.

10 And they indicated that they can take on
11 these services that are being dropped?

12 MR. AXEL: Yes. They have provided a
13 letter of support for this, and they have
14 indicated that they can take on these patients.
15 That letter's included in the application.

16 CHAIRMAN SEWELL: Other questions by Board
17 members or comments?

18 MEMBER MARTELL: Yes.

19 Have you established any kind of a support
20 for women who report to the ED at Heartland for
21 transport to --

22 MS. ADKINS: Hello. Yes, we have.

23 We have provided specific training for the
24 nurses who are there, and we've actually hired a

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1 couple of the OB nurses from the OB for our
2 ED department.

3 CHAIRMAN SEWELL: Other questions?

4 MEMBER SAVAGE: Are you keeping an
5 Isolette in your ER?

6 MS. ADKINS: We are, yes, ma'am. We have
7 updated all of our equipment in our ED from our
8 OB unit.

9 CHAIRMAN SEWELL: All right. Seeing no
10 further questions or comments or hands, roll call.

11 MR. ROATE: Thank you, sir.

12 Motion made by Ms. Savage; seconded by
13 Ms. Martell.

14 Ms. Martell.

15 MEMBER MARTELL: In support, based on
16 conformance and testimony.

17 MR. ROATE: Thank you.

18 Dr. Murray.

19 MEMBER MURRAY: Yes, in support of the
20 staff report.

21 MR. ROATE: Thank you.

22 Ms. Savage.

23 MEMBER SAVAGE: Yes, in support based on
24 the staff report and testimony.

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Conducted on August 6, 2019

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1 MR. ROATE: Thank you.

2 Mr. Slater.

3 MEMBER SLATER: Yes.

4 MR. ROATE: Thank you.

5 Chairman Sewell.

6 CHAIRMAN SEWELL: Yes, for reasons
7 previously stated.

8 MR. ROATE: Thank you, sir.

9 That's 5 votes in the affirmative.

10 MR. AXEL: Thank you.

11 MS. ADKINS: Thank you.

12 MR. CONSTANTINO: Mr. Sewell --

13 CHAIRMAN SEWELL: Yes.

14 MR. CONSTANTINO: -- just to make one
15 note, the Illinois Department of Public Health
16 follows up once the Board approves these
17 discontinuation on pediatric and obstetric --

18 CHAIRMAN SEWELL: Yeah.

19 MR. CONSTANTINO: -- with letters to the
20 hospitals and how they're going to accommodate
21 these patients that appear at the emergency
22 department.

23 CHAIRMAN SEWELL: Okay. Good.

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1 CHAIRMAN SEWELL: All right. Next on the
2 agenda is C-05, Project No. E-026-19, Genesis
3 Medical Center in Silvis.

4 May I have a motion to approve this
5 exemption request to discontinue an eight-bed
6 pediatric service.

7 (No response.)

8 CHAIRMAN SEWELL: Is there a motion?

9 MEMBER SAVAGE: So moved.

10 CHAIRMAN SEWELL: Is there a second?

11 MEMBER SLATER: Second.

12 CHAIRMAN SEWELL: All right.

13 THE COURT REPORTER: Would you raise your
14 right hands, please.

15 (Three witnesses sworn.)

16 THE COURT REPORTER: Thank you.

17 MS. MAIN: Theresa Main.

18 MR. OURTH: Joe Ourth, Saul, Ewing,
19 Arnstein & Lehr, CON counsel.

20 MS. MAIN: Once again, Theresa Main,
21 president of Genesis Medical Center, Silvis.

22 MS. ZAEHRINGER: And Sigrid Zaehring, *r*
23 associate counsel at Genesis Health System.

24 CHAIRMAN SEWELL: State agency report.

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Conducted on August 6, 2019

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1 MR. CONSTANTINO: Thank you, sir.

2 The exemption holders are asking the
3 State Board to approve the discontinuation of an
4 eight-bed pediatric category of service at Genesis
5 Medical Center, a 145-bed acute care hospital in
6 Silvis, Illinois.

7 Again, the reason for the discontinuation
8 is the low utilization of the pediatric unit. The
9 expected completion date is August 7th, 2019.
10 There is no cost to this project.

11 No public hearing was requested, and no
12 letters of support or opposition were received.
13 The exemption holders have provided all the
14 information that is required by the State Board.

15 Thank you, sir.

16 CHAIRMAN SEWELL: Do you have a
17 presentation?

18 MS. MAIN: I do. Thank you, Mr. Sewell,
19 members of the Board. Thank you for your time
20 today.

21 We are discontinuing -- requesting to
22 discontinue our eight-bed pediatric unit. It was
23 a four-bed inpatient, four-bed outpatient service
24 that is distinct to pediatrics. The reason for

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1 our request for discontinuation is due to the fact
2 that our average daily census on that unit has
3 dropped to 1.63. With that, that included any
4 pediatric patient that would come in for
5 outpatient surgery.

6 Like many hospitals in our area and across
7 the country, we've seen a dramatic decrease in
8 pediatric inpatient care. Much of that's due to
9 the care that's provided on an outpatient basis or
10 pediatric patients are seeking children's
11 hospitals that have specialists there to care for
12 their complex needs.

13 As Mr. Constantino said, there was no
14 opposition, and we were pleased to see that the
15 State Board reported that we have provided all the
16 necessary information.

17 I must say this department was actually
18 closed on March 21st, and that was due to lack of
19 knowledge on -- that an application must be filed.
20 As soon as we learned that an application needed
21 to be filed, we started immediately working with
22 legal counsel and filing that application.

23 We have since met all the requirements for
24 that. We've notified our community hospitals and

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1 are here today to present.

2 Some of the things I'm very happy about
3 for this is that we've laid no staff off due to
4 this. We hired the pediatric nurses that chose to
5 stay with our organization in our outpatient care
6 center so that we can continue to see outpatient
7 children. We also will take some children in our
8 ICU, depending on bed availability.

9 One of the biggest issues was not only a
10 low census but it's the lack of ability to keep
11 trained nurses in a specific pediatric unit
12 because of the requirements needed to care for
13 special -- or for children.

14 Once again, we have applied for this and
15 have met all the requirements. And I'm happy to
16 say that our sister hospital that is 11 miles away
17 has a dedicated pediatric unit that we're able to
18 send children to.

19 CHAIRMAN SEWELL: Thank you.

20 Any questions by Board members?

21 Yes.

22 MEMBER SAVAGE: For your ER did any of
23 your pediatric nurses go to the ER? Or has there
24 been other training to help them stay up-to-date?

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1 MS. MAIN: Thank you for bringing that up.
2 We are actually an ED that is designated
3 as an EDAP facility, so we're designated for
4 pediatric care. All of our nurses in the ED have
5 PALS or the pediatric advanced life support.

6 MEMBER SAVAGE: And what if the children
7 were to be taken to the ICU mixed with the adult
8 patients?

9 MS. MAIN: So our ICU is only a six-bed
10 unit. It's very segmented and it is a locked
11 unit. So, therefore, we're able to very
12 adequately monitor them and have constant care
13 with them.

14 CHAIRMAN SEWELL: Yes, sir.

15 MEMBER JENKINS: Yes.

16 I understand it is a low volume, but I do
17 just want to get an idea of how many -- since
18 March -- especially Medicaid individuals -- if you
19 are aware -- have been sent from the in-state
20 hospital to the out-of-state hospital in Iowa,
21 knowing that they, too, do provide services to our
22 Medicaid clients. But I just would like to know,
23 if you know, the volumes that are being moved out
24 of state.

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1 MS. MAIN: This is something I have kept
2 an eye on. And last month I can tell you we sent
3 11 children; however only 4 of those children went
4 over to Iowa. The others went to a higher level
5 of care, which is OSF in Peoria.

6 MEMBER JENKINS: Okay. Thank you.

7 CHAIRMAN SEWELL: I think the
8 temperature's being adjusted. It's kind of cool.

9 Any other questions?

10 (No response.)

11 CHAIRMAN SEWELL: All right. Roll call.

12 MR. ROATE: Thank you, sir.

13 Motion made by Ms. Savage; seconded by
14 Mr. Slater.

15 Ms. Martell.

16 MEMBER MARTELL: In support, in
17 conformance with the Board staff report and the
18 testimony.

19 MR. ROATE: Thank you.

20 Dr. Murray.

21 MEMBER MURRAY: Yes, in support of the
22 Board staff report.

23 MR. ROATE: Thank you.

24 Ms. Savage.

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1 MEMBER SAVAGE: Yes, in support of the
2 staff Board report and testimony.

3 MR. ROATE: Thank you.

4 Mr. Slater.

5 MEMBER SLATER: Yes.

6 MR. ROATE: Thank you.

7 Chairman Sewell.

8 CHAIRMAN SEWELL: I vote yes for reasons
9 previously stated.

10 MR. ROATE: Thank you.

11 That's 5 votes in the affirmative.

12 CHAIRMAN SEWELL: Thank you.

13 MS. MAIN: Thank you.

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Transcript of Open Session
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1 CHAIRMAN SEWELL: Next on the agenda is
2 C-06, Project No. E-027-19, Swedish Covenant
3 Hospital in Chicago.

4 May I have a motion to approve this
5 exemption to approve a change of ownership
6 transaction.

7 MEMBER SLATER: I move to approve.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER SAVAGE: Second.

10 CHAIRMAN SEWELL: All right. And --

11 THE COURT REPORTER: Would you raise your
12 right hands, please.

13 (Three witnesses sworn.)

14 THE COURT REPORTER: Thank you. Please
15 state your names as well as print them.

16 MR. GUACCIO: Anthony Guaccio,
17 G-u-a-c-c-i-o.

18 MS. MURTOS: Kristen Murtos, M-u-r-t-o-s,
19 chief administrative and strategy officer,
20 NorthShore University HealthSystem.

21 MS. FRIEDMAN: I'm Kara Friedman,
22 Polsinelli, legal counsel.

23 CHAIRMAN SEWELL: All right.
24 State agency report.

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Conducted on August 6, 2019

1 MR. CONSTANTINO: Thank you, sir.

2 The exemption holders are asking the
3 State Board to approve a change of ownership for
4 Swedish Covenant Health, doing business as Swedish
5 Covenant Hospital, to NorthShore University
6 HealthSystem.

7 The transaction involves a membership
8 substitution with NorthShore University
9 HealthSystem becoming the sole corporate member of
10 Covenant Ministries of Benevolence and, therefore,
11 assume control of Swedish Covenant Health, doing
12 business as Swedish Covenant Hospital, a 312-bed
13 acute care hospital in Chicago.

14 The fair market value of the transaction
15 is approximately \$195 million. There will be no
16 change in the licensee or owner of the site. The
17 expected completion date is December 31st, 2019.

18 No public hearing was requested. A number
19 of support letters were received, and a list was
20 provided at the end of your report. No opposition
21 letters were received.

22 The exemption holders have provided all
23 the information required by the State Board.

24 Thank you, sir.

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1 CHAIRMAN SEWELL: All right.

2 Is there a presentation for the Board?

3 MR. GUACCIO: Yes, sir, just a short
4 presentation.

5 Mr. Chairman, board of directors and
6 staff, thank you very much for your time and
7 consideration for this matter before you.

8 My name is Anthony Guaccio, and I'm the
9 president and chief executive officer for Swedish
10 Covenant Health, located on Chicago's North Side,
11 at the corner of Foster and California. I've been
12 an employee at Swedish Covenant Health, serving in
13 a variety of roles, for 24 years now and for the
14 past 3 years as president and CEO.

15 Swedish Covenant Health has been a
16 constant for Chicago's North Side communities for
17 over 133 years. We are deeply rooted in what is a
18 vibrant and diverse area. We are a full-service
19 acute care teaching hospital with close to
20 3,000 employees and approximately 320 beds.
21 This year approximately 50,000 patients will visit
22 our operating room, and our birthing center will
23 deliver close to 2500 newborns.

24 Beyond our traditional health care

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1 services, we are also working to impact social
2 determinants of health, and Swedish was one of
3 only eight organizations in the country to receive
4 Federal funds to expand our domestic violence and
5 human trafficking programs.

6 Our approach to health is one that
7 consistently involves our communities. Every
8 quarter we meet with community stakeholders, so
9 many of whom have supported us in entering into
10 this partnership. Together, we work
11 collaboratively to implement solutions to health,
12 safety, and socioeconomic issues facing our
13 communities.

14 Now I would like to speak to you about our
15 journey and what has led us to NorthShore
16 University Health System.

17 For 133 years we've been part of the
18 Evangelical Covenant Church. Our mission has
19 always been to treat every person who walks
20 through our doors with dignity and respect,
21 regardless of their ability to pay, beliefs, or
22 ethnicity. We are so proud of this mission, and
23 the Evangelical Covenant Church has been a very
24 supportive partner. However, our leadership came

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1 to a decision that to continue to pursue our
2 mission and best serve our communities, it was
3 time for Swedish Covenant Health to partner with a
4 health care organization with focused on healing
5 patients and making communities stronger.

6 Over the past 15 months, we have been
7 engaged with several health care organizations,
8 all not-for-profits, in an effort to find a
9 partner that would meet our three main objectives.

10 First, Swedish values its long history as
11 a full-service acute care teaching hospital and
12 sought a partner that would ensure that Swedish
13 maintains the same level of care our community has
14 come to depend on. Second, Swedish wanted a
15 partner with cultures that are similar to ours.
16 And, third, Swedish understands the financial
17 realities of the health care marketplace and knew
18 that any potential partner would need to have
19 superior financial strength.

20 Throughout our search there was one
21 organization that not only met these objectives
22 but exceeded them, and that organization is
23 NorthShore University HealthSystem. Thanks to our
24 new partnership with NorthShore, Swedish Covenant

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1 Health will remain at the corner of Foster and
2 California delivering excellent care.

3 This partnership will also help us
4 continue to offer programs directed at combating
5 the social determinants of health, such as our
6 housing the homeless and our domestic violence and
7 human trafficking programs. It will also allow us
8 to expand our community services, like the CPR
9 training we provided to 2500 community members
10 last year.

11 In a time when many independent health
12 care organizations are trying to find a path
13 forward, this partnership not only provides
14 Swedish Covenant Health with a path forward but
15 also fosters our ability to even better serve our
16 community.

17 Since I've joined Swedish Covenant Health,
18 we have more than doubled the number of employees
19 in our organization. Even more impressive is the
20 majority of our employees live within 3 miles of
21 our hospital. Swedish Covenant Health is an
22 economic engine to the community. This
23 partnership will allow us to continue to be a
24 significant employer in our community, improving

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1 not only the health but also the socioeconomic
2 conditions of our neighbors.

3 Thank you for your support in this
4 process, and we would be more than happy to answer
5 any questions.

6 CHAIRMAN SEWELL: Thank you.

7 Any questions by Board members?

8 MEMBER QUINTERO: Hi. Thank you so much
9 for the wonderful report.

10 I just had a question regarding the
11 mention on the amount of the emergency room.

12 Will you say that this partnership with
13 NorthShore will improve some of the services for
14 people that are coming into the emergency room so
15 more -- you know, ongoing care versus more
16 reactive in the sense of the emergency room care?

17 MR. GUACCIO: I -- it will definitely
18 improve the overall level of care for our
19 community. NorthShore has many excellent
20 specialists that we do not have available at
21 Swedish Covenant Health.

22 The Evanston campus is only 5 miles away,
23 so there is a commitment for the specialists to
24 come down and treat our patients within our

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1 community. So absolutely.

2 MEMBER QUINTERO: Thank you.

3 MEMBER SAVAGE: I have a point of
4 clarification for the Board.

5 They cannot change services for two years;
6 is that correct?

7 MR. CONSTANTINO: It's charity care they
8 cannot -- could not change for two years.

9 MEMBER SAVAGE: But they could improve
10 services or add services, as he's describing, if
11 they want to further improve that?

12 MR. CONSTANTINO: Yes, that's true.

13 MEMBER SAVAGE: Okay.

14 CHAIRMAN SEWELL: This may be a good time
15 to introduce the ex officio, nonvoting
16 representatives that are here.

17 Could you introduce yourselves?

18 MEMBER QUINTERO: Yes. Hi, everyone.

19 My name is Dulce Quintero. I'm the
20 assistant secretary for operations for Illinois
21 Department of Human Services.

22 MEMBER JENKINS: And I'm Dan Jenkins with
23 the Department of Healthcare and Family Services.

24 CHAIRMAN SEWELL: They've been here before

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1 but we have new members.

2 MS. AVERY: Yeah. Sorry.

3 CHAIRMAN SEWELL: That's okay.

4 Are there any other questions?

5 (No response.)

6 CHAIRMAN SEWELL: Okay. Roll call.

7 MR. ROATE: Thank you, sir.

8 Motion made by Mr. Slater; seconded by
9 Ms. Savage.

10 Ms. Martell.

11 MEMBER MARTELL: In support, find the
12 Applicant in conformance with Board -- State Board
13 staff report and additional testimony.

14 MR. ROATE: Thank you.

15 Dr. Murray.

16 MEMBER MURRAY: Yes, in conformance with
17 the staff report.

18 MR. ROATE: Thank you.

19 Ms. Savage.

20 MEMBER SAVAGE: Yes, based on the staff
21 report and the testimony.

22 MR. ROATE: Thank you.

23 Mr. Slater.

24 MEMBER SLATER: Yes, in support of the

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1 staff report.

2 MR. ROATE: Thank you.

3 Chairman Sewell.

4 CHAIRMAN SEWELL: Yes, based on the staff
5 report.

6 MR. ROATE: Thank you.

7 That's 5 votes in the affirmative.

8 CHAIRMAN SEWELL: Thank you.

9 THE COURT REPORTER: Please leave your
10 remarks, if you would.

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1 CHAIRMAN SEWELL: Next on the
2 agenda is C-07, Project No. E-028-19, Trinity
3 Medical Center in Rock Island.

4 May I have a motion to approve this
5 exemption request to discontinue its long-term
6 care category of service.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER MARTELL: Second.

10 CHAIRMAN SEWELL: All right. And already
11 sworn.

12 MR. PARKHURST: Good morning. Yeah.
13 Ed Parkhurst, CON consultant.

14 CHAIRMAN SEWELL: He's already been
15 sworn in.

16 State agency report.

17 MR. CONSTANTINO: Thank you, sir.

18 The exemption holders are asking the
19 State Board to approve the discontinuation of a
20 29-bed long-term care category of service at
21 Trinity Medical Center, Rock Island, a 327-bed
22 acute care hospital.

23 The reason for the discontinuation is the
24 low utilization of the 29-bed unit. The expected

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1 completion date is October 1st, 2019. No public
2 hearing was requested, and no letters of support
3 or opposition were received.

4 The exemption holders have provided all
5 the information required by the State Board.

6 CHAIRMAN SEWELL: Thank you.

7 Do you have a presentation?

8 MR. PARKHURST: Just very quickly.

9 It's -- as you just heard, the proposed
10 discontinuation is 29 long-term care beds. There
11 has been low and declining utilization over the
12 last five years. In fact, last year there was
13 about a 30 percent occupancy rate.

14 Within the planning area there's an excess
15 currently of 89 long-term care beds. With this
16 discontinuation, it would take the excess beds in
17 the area -- long-term care beds -- down to 60, so
18 there's no impact on access within the planning
19 area.

20 CHAIRMAN SEWELL: Thank you.

21 MR. PARKHURST: We respectfully request
22 your approval.

23 CHAIRMAN SEWELL: Any questions?

24 MEMBER SLATER: Where are the excess beds?

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1 MR. PARKHURST: The calculated excess
2 beds?

3 MEMBER SLATER: Where are they?

4 MR. PARKHURST: They're within that
5 planning area that's defined by the Board and
6 IDPH.

7 MEMBER SLATER: So are they at nursing
8 homes? Are they at --

9 MR. PARKHURST: Nursing homes, yes, sir.

10 MEMBER SLATER: -- health care facilities?

11 MR. PARKHURST: Nursing homes.

12 MEMBER SLATER: All nursing homes?

13 MR. PARKHURST: Yes, sir.

14 And some hospital beds are included in
15 that, too, in terms of designated units within
16 hospitals.

17 Mike, do you want to add to that?

18 CHAIRMAN SEWELL: Yeah. Have the staff
19 talk about excess capacity.

20 MR. CONSTANTINO: Generally speaking,
21 there is no need for any long-term care beds in
22 the state of Illinois.

23 In this case, there is an excess.

24 I believe the planning area for this is -- the

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1 county is the planning area. I don't know right
2 offhand how many nursing homes are in that county,
3 but there is an excess of beds.

4 MEMBER MARTELL: Just a question.

5 Is there any calculation on the number of
6 Medicaid beds available in the long-term care that
7 are --

8 MR. CONSTANTINO: I don't have that
9 information right offhand. I can get that for
10 you, the number of Medicaid beds, yes.

11 CHAIRMAN SEWELL: Other questions?

12 (No response.)

13 CHAIRMAN SEWELL: Okay. If not, roll
14 call.

15 MR. ROATE: Thank you, sir.

16 Motion made by Ms. Savage; seconded by
17 Ms. Martell.

18 Ms. Martell.

19 MEMBER MARTELL: In support, finding
20 Applicant in conformance with the requirements of
21 the State Board staff report.

22 MR. ROATE: Thank you.

23 Dr. Murray.

24 MEMBER MURRAY: In support, in conformance

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1 with the staff report.

2 MR. ROATE: Thank you.

3 Ms. Savage.

4 MEMBER SAVAGE: In support, based on the
5 staff report.

6 MR. ROATE: Thank you.

7 Mr. Slater.

8 MEMBER SLATER: In support of the staff
9 report, yes.

10 MR. ROATE: Thank you.

11 Chairman Sewell.

12 CHAIRMAN SEWELL: Yes, based on the State
13 agency report.

14 MR. ROATE: Thank you.

15 That's 5 votes in the affirmative.

16 MR. PARKHURST: Thank you.

17 CHAIRMAN SEWELL: Thank you.

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Transcript of Open Session
Conducted on August 6, 2019

1 CHAIRMAN SEWELL: Next on the agenda is
2 C-08, Project No. E-029-19, Gottlieb Memorial
3 Hospital in Melrose Park.

4 May I have a motion to approve this
5 exemption to discontinue its open-heart surgery
6 category of service.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER MARTELL: Second.

10 CHAIRMAN SEWELL: All right.

11 THE COURT REPORTER: Would you raise your
12 right hands, please.

13 (Two witnesses sworn.)

14 THE COURT REPORTER: Thank you.

15 MR. GREEN: Edward Green, Foley & Lardner,
16 CON counsel to the Applicant, Gottlieb.

17 MR. GEISE: Jon Geise, regional director
18 for strategy and planning at Loyola Medicine.

19 CHAIRMAN SEWELL: State agency report.

20 MR. CONSTANTINO: Thank you, sir.

21 The exemption holders are asking the
22 State Board to approve the discontinuation of the
23 open-heart category of service at Gottlieb
24 Memorial Hospital, a 247-bed acute care hospital

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1 in Melrose Park, Illinois.

2 The reason for the discontinuation is the
3 low utilization of the cardiac surgery unit. The
4 expected completion date is August 7th, 2019.

5 There was no public hearing, and no
6 letters of support or opposition were received.
7 The exemption holders have provided all the
8 information required by the State Board.

9 CHAIRMAN SEWELL: Thank you.

10 Do you have a presentation?

11 MR. GREEN: We have nothing to really add
12 other than, as Mr. Constantino mentioned, as was
13 mentioned in the application, decreasing volume at
14 Gottlieb. And, quite frankly, we're going to
15 consolidate the services into our sister
16 affiliate, Loyola Medicine, which is a
17 top-50 heart hospital in the country, and it's
18 only 4 miles away.

19 CHAIRMAN SEWELL: Hm-m. Questions by
20 Board members?

21 (No response.)

22 CHAIRMAN SEWELL: All right. If not, the
23 roll call.

24 MR. ROATE: Thank you, sir.

Transcript of Open Session
Conducted on August 6, 2019

1 Motion made by Ms. Savage; seconded by
2 Ms. Martell.

3 Member Martell.

4 MEMBER MARTELL: In support, find the
5 Applicant in conformance based on the Board staff
6 report.

7 MR. ROATE: Thank you.

8 Dr. Murray.

9 MEMBER MURRAY: Yes, in conformance with
10 the staff report.

11 MR. ROATE: Thank you.

12 Ms. Savage.

13 MEMBER SAVAGE: Yes, in accordance with
14 the staff report.

15 MR. ROATE: Thank you.

16 Mr. Slater.

17 MEMBER SLATER: Yes, in support of the
18 staff report.

19 MR. ROATE: Thank you.

20 Chairman Sewell.

21 CHAIRMAN SEWELL: I vote yes based on the
22 staff report.

23 MR. ROATE: Thank you.

24 That's 5 votes in the affirmative.

Transcript of Open Session
Conducted on August 6, 2019

1 MR. GREEN: Thank you.

2 MR. GEISE: Thanks.

3 MR. CONSTANTINO: Melanie, are you okay?

4 THE COURT REPORTER: I'm fine. Thank you.

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Transcript of Open Session
Conducted on August 6, 2019

1 CHAIRMAN SEWELL: Next on the agenda is
2 C-09, Project No. E-030-19, Pekin Memorial
3 Hospital in Pekin.

4 May I have a motion to approve this
5 exemption to discontinue its obstetrics category
6 of service.

7 MEMBER SLATER: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER SAVAGE: Second.

10 CHAIRMAN SEWELL: All right.

11 THE COURT REPORTER: Would you raise your
12 right hands, please.

13 (Two witnesses sworn.)

14 THE COURT REPORTER: Thank you. Please
15 print your names and state your names for the
16 record.

17 MS. FILOCK: Lori Fillock, F-i-l-o-c-k.

18 MS. SPAIN: Jeanine Spain, S-p-a-i-n.

19 CHAIRMAN SEWELL: All right.

20 State agency report.

21 MR. CONSTANTINO: Thank you, sir.

22 The exemption holders are asking the
23 State Board to approve the discontinuation of the
24 12-bed obstetric category of service at Pekin

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Conducted on August 6, 2019

1 Memorial Hospital, a 107-bed acute care hospital
2 in Pekin, Illinois.

3 The reason for the discontinuation is the
4 low utilization of the 12-bed obstetric unit. The
5 expected completion date is September 17, 2019.

6 No public hearing was requested, and no
7 letters of support or opposition were received.
8 The exemption holders have provided all the
9 information required by the State Board.

10 Thank you.

11 CHAIRMAN SEWELL: Yes. Do you have a
12 presentation?

13 MS. SPAIN: I don't, but we'd be glad to
14 answer questions.

15 CHAIRMAN SEWELL: Sure.

16 Are there questions?

17 MEMBER SAVAGE: It may have been in your
18 report. But where is your closest OB unit?

19 MS. FILOCK: We have a sister hospital
20 12 miles away that has 24/7 neonatology and
21 OB hospitalists.

22 MEMBER SAVAGE: Okay. And what level of
23 nursery were you in Pekin?

24 MS. FILOCK: It's a -- we just went to a

Transcript of Open Session
Conducted on August 6, 2019

1 Level I in February of this year.

2 MEMBER SAVAGE: And then what about your
3 ER --

4 THE COURT REPORTER: I'm sorry. I
5 couldn't hear you. "What about" --

6 MEMBER SAVAGE: What about your ER
7 capacity for pregnant women coming in?

8 MS. SPAIN: So our OB educator took time
9 and educated all of the staff down there. We're
10 currently in process of gaining their NRP
11 training, as well. We have 50 percent who have
12 completed that at this point.

13 We're doing simulations. We've relocated
14 equipment, supplies, and medications down there at
15 this point.

16 CHAIRMAN SEWELL: Could you tell us what
17 "NRP" stands for?

18 MS. SPAIN: "Neonatal resuscitation
19 program." It's the ACLS for babies.

20 MEMBER SAVAGE: And what about the staff?

21 MS. SPAIN: The staff were all offered
22 jobs at the sister hospital and have accepted
23 them.

24 CHAIRMAN SEWELL: Okay. Other questions?

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Conducted on August 6, 2019

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1 (No response.)

2 CHAIRMAN SEWELL: Roll call.

3 MR. ROATE: Thank you, sir.

4 Motion made by Mr. Slater; seconded by
5 Ms. Savage.

6 Ms. Martell.

7 MEMBER MARTELL: In support, find the
8 Applicant in conformance based on staff report and
9 testimony.

10 MR. ROATE: Thank you.

11 Dr. Murray.

12 MEMBER MURRAY: Yes, based on the staff
13 report.

14 MR. ROATE: Thank you.

15 Ms. Savage.

16 MEMBER SAVAGE: In support, based on staff
17 report and testimony.

18 MR. ROATE: Thank you.

19 Mr. Slater.

20 MEMBER SLATER: Yes, based on the staff
21 report.

22 MR. ROATE: Thank you.

23 Chairman Sewell.

24 CHAIRMAN SEWELL: Yes, based on the

Transcript of Open Session
Conducted on August 6, 2019

1 report.

2 MR. ROATE: Thank you.

3 That's 5 votes in the affirmative.

4 CHAIRMAN SEWELL: Thank you.

5 MS. FILOCK: Thank you.

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Transcript of Open Session
Conducted on August 6, 2019

1 CHAIRMAN SEWELL: Next on the agenda is
2 C-10, Project No. E-031-19, Warner Hospital and
3 Health Services in Clinton.

4 May I have a motion to approve this
5 exemption to discontinue its intensive care unit
6 category of service.

7 (No response.)

8 CHAIRMAN SEWELL: Is there a motion?

9 MEMBER MARTELL: So moved.

10 CHAIRMAN SEWELL: Is there a second?

11 MEMBER SAVAGE: Second.

12 CHAIRMAN SEWELL: Thank you. Could he be
13 sworn in?

14 THE COURT REPORTER: Would you raise your
15 right hand, please.

16 (One witness sworn.)

17 THE COURT REPORTER: Thank you. Please
18 state your name and print it.

19 MR. SKOWRON: Paul Skowron, CEO of Warner
20 Hospital and Health Services.

21 THE COURT REPORTER: Thank you.

22 CHAIRMAN SEWELL: Okay. State agency
23 report.

24 MR. CONSTANTINO: Thank you, sir.

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Conducted on August 6, 2019

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1 The exemption holders are asking the
2 State Board to approve the discontinuation of the
3 two-bed ICU category of service at Warner Hospital
4 and Health Services, a 25-bed critical-access
5 hospital in Clinton, Illinois. The City of
6 Clinton owns the hospital, and Warner Hospital and
7 Health Services is the licensee.

8 The reason for the discontinuation is the
9 low utilization of the two-bed unit. The expected
10 completion date is October 31st, 2019. No public
11 hearing was requested, and no letters of support
12 or opposition were received.

13 The exemption holders have provided all
14 the information required by the State Board.

15 Thank you, sir.

16 CHAIRMAN SEWELL: Thank you.

17 Do you have a presentation?

18 MR. SKOWRON: Yes, sir. Thank you.

19 I simply wanted to say that we have had
20 four patients in our ICU in 24 months, and the
21 reason for that is that Decatur Memorial Hospital
22 is 18 miles south of us and OSF St. Joe hospital
23 in Bloomington is 23 miles north of us. And so
24 all of the higher-quality ICU services and staff

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1 are located in those areas, and that is the reason
2 that the emergency room doctors choose to transfer
3 the patients to those hospitals rather than
4 keeping them in our two-bed ICU.

5 Thank you.

6 CHAIRMAN SEWELL: For our newer members,
7 do you mind -- or you, Courtney -- want to just
8 say something about critical-access hospitals?

9 MR. CONSTANTINO: It's a special
10 designation by the Federal government, and they're
11 limited to 25 acute care beds. They could also
12 have acute mental illness beds or long-term care
13 beds, and I believe that's the only two services
14 that you're allowed outside the acute care, 25-bed
15 limit.

16 MR. SKOWRON: That is correct. Thank you.

17 MR. CONSTANTINO: And they're funded
18 differently than other hospitals.

19 CHAIRMAN SEWELL: Thank you for that.

20 Any questions?

21 (No response.)

22 CHAIRMAN SEWELL: All right. If not, the
23 roll call.

24 MR. ROATE: Thank you, sir.

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1 Motion made by Ms. Martell; seconded by
2 Ms. Savage.

3 Ms. Martell.

4 MEMBER MARTELL: In support, find the
5 Applicant in conformance based on staff report.

6 MR. ROATE: Thank you.

7 Dr. Murray.

8 MEMBER MURRAY: Yes, based on the staff
9 report.

10 MR. ROATE: Thank you.

11 Ms. Savage.

12 MEMBER SAVAGE: Yes, based on the staff
13 report.

14 MR. ROATE: Thank you.

15 Mr. Slater.

16 MEMBER SLATER: Yes, based on the
17 recommendation of the staff.

18 MR. ROATE: Thank you.

19 Chairman Sewell.

20 CHAIRMAN SEWELL: I vote yes, based on the
21 staff report.

22 MR. ROATE: Thank you.

23 That's 5 votes in the affirmative.

24 CHAIRMAN SEWELL: Thank you.

Transcript of Open Session
Conducted on August 6, 2019

1 MR. SKOWRON: Thank you.

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Transcript of Open Session
Conducted on August 6, 2019

1 CHAIRMAN SEWELL: And then the final
2 exemption request is C-11, Project No. 17-012,
3 Meadowbrook Manor of Geneva in Geneva.

4 May I have a motion to approve the
5 relinquishment of Project No. 17-012, Meadowbrook
6 Manor of Geneva.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER MURRAY: Second.

10 MEMBER MARTELL: Second.

11 CHAIRMAN SEWELL: All right.

12 THE COURT REPORTER: Would you raise your
13 right hand, please.

14 (One witness sworn.)

15 THE COURT REPORTER: Thank you. Please
16 state your name for the record.

17 MR. SHEETS: My name is Chuck Sheets. I'm
18 from the law firm of Polsinelli, PC, representing
19 the Applicant.

20 CHAIRMAN SEWELL: Okay. I'm sorry.
21 State agency report.

22 MR. CONSTANTINO: Thank you, Mr. Sewell.
23 The State Board staff is asking the
24 State Board to approve the relinquishment of

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1 Permit No. 17-12 for the establishment of a
2 150-bed long-term care facility in Geneva,
3 Illinois.

4 The reason for the relinquishment of the
5 permit, the permit holders were unable to meet the
6 requirements of the permit as outlined by the
7 State Board at the time of approval.

8 The State Board had required the financing
9 of the long-term care facility be completed by
10 March 31st, 2019. In June of 2019 the State Board
11 determined that the permit holders had not met the
12 requirements of the condition and must relinquish
13 the permit. The Board staff is now asking for
14 Board approval for this permit to be relinquished.

15 Thank you, sir.

16 CHAIRMAN SEWELL: I just want to point out
17 that -- I may have misspoke.

18 This is not an exemption request like the
19 others. Usually, you'll see the E designation on
20 that. So I want to make that clear based on what
21 we've been told earlier.

22 Okay. Thank you.

23 Do you have a presentation?

24 MR. SHEETS: I would just add to

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1 Mr. Constantino's report that we came in the last
2 time before the Board and asked to relinquish the
3 permit, so we're not arguing that we didn't
4 comply. We just want to relinquish the permit
5 because we couldn't obtain financing.

6 CHAIRMAN SEWELL: I see.

7 Any questions?

8 (No response.)

9 CHAIRMAN SEWELL: If not, roll call.

10 MR. ROATE: Thank you, sir.

11 Motion made by Ms. Savage; seconded by
12 Ms. Martell.

13 Ms. Martell.

14 MEMBER MARTELL: In support of the
15 relinquishment of the permit.

16 MR. ROATE: Thank you.

17 Dr. Murray.

18 MEMBER MURRAY: Yes, in support of the
19 staff report.

20 MR. ROATE: Thank you.

21 Ms. Savage.

22 MEMBER SAVAGE: Yes, in support of the
23 relinquishment.

24 MR. ROATE: Thank you.

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1 Mr. Slater.

2 MEMBER SLATER: Yes, based on the staff
3 report.

4 MR. ROATE: Thank you.

5 Chairman Sewell.

6 CHAIRMAN SEWELL: Yes, based on the staff
7 report.

8 MR. ROATE: Thank you.

9 MR. SHEETS: Thank you.

10 MR. ROATE: That's 5 votes in the
11 affirmative.

12 CHAIRMAN SEWELL: I just wanted to say to
13 the Board that -- I don't know how much time we
14 spent on these. But if we had a Chair, you would
15 not see these projects.

16 MS. AVERY: No. You'll see them --

17 CHAIRMAN SEWELL: Okay. You would not
18 have to review these projects at the public
19 meeting.

20 MS. AVERY: No, no -- right.

21 CHAIRMAN SEWELL: Yes. You would just get
22 them in the mail with -- on your disk and read
23 them. And you could perhaps raise questions about
24 them, but they wouldn't be on the agenda in this

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1 format.

2 MS. AVERY: Right.

3 CHAIRMAN SEWELL: And I think that's a
4 political statement in favor of a Chair being
5 appointed at some point. And then for personal
6 reasons, that would be good, too.

7 Yes. Okay. We should, at this point,
8 take a 10-minute break, even though no one really
9 asked for it. But I think we need a 10-minute
10 break, so we'll be back at five minutes to 11:00.

11 So we're on break.

12 (A recess was taken from 10:43 a.m. to
13 11:00 a.m.)

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1 CHAIRMAN SEWELL: All right. We will
2 reconvene.

3 Next are declaratory rulings and some
4 other business. On the agenda is E-01, DaVita,
5 Incorporated, Champaign, East St. Louis,
6 Springfield, and Highland.

7 So I need a motion to approve the
8 completion of Projects No. 16-036, 17-032, 17-040,
9 and 17-049.

10 MEMBER SAVAGE: So moved.

11 CHAIRMAN SEWELL: Is there a second?

12 MEMBER MURRAY: Second.

13 CHAIRMAN SEWELL: Okay. Mike, do you want
14 to explain this?

15 MR. CONSTANTINO: Thank you, Mr. Sewell.

16 The State Board is asking the Board to
17 provide guidance on the issuing of completion
18 letters for projects approved and completed by
19 DaVita.

20 There are three projects that have been
21 completed. The fourth you provided -- 17-049,
22 there was -- a permit renewal was granted this
23 morning as part of your approval process, but they
24 had the same issue with going forward when they

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1 complete the project.

2 From the Board staff's understanding, the
3 contractor for the four DaVita projects identified
4 in the report has not paid the subcontractors for
5 the work performed. To complete the projects,
6 DaVita has agreed to pay the subcontractors,
7 essentially paying for the same services twice.

8 Additionally, the State Board requires a
9 G702 form to be filed with the State Board for
10 those projects that have been completed. The
11 G702 form indicates the final cost report, that
12 all payments have been paid.

13 The State Board staff has provided you
14 some possible options on page 3 of the declaratory
15 ruling request.

16 Thank you, sir.

17 CHAIRMAN SEWELL: You'll notice I didn't
18 say "You're welcome."

19 (Laughter.)

20 CHAIRMAN SEWELL: Okay. Are you-all going
21 to speak to this?

22 MS. FRIEDMAN: Sure.

23 I think that Mike did a good job but
24 probably just go over a couple points a little bit

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1 further.

2 My name is Kara Friedman. I'm with
3 Anne Cooper this morning. We're already sworn in
4 and we are counsel for DaVita.

5 We have a -- as Mike said, we -- our
6 client has been using the same general contractor,
7 who's effectively gone rogue. And without paying
8 his subs, he's unable to tender this G702 to us.

9 Ultimately -- health planning was enacted
10 many years ago when pretty much all types of
11 institutional health care services were paid on a
12 cost basis, and over time most of that
13 reimbursement has evolved such that we are not
14 submitting costs to the Medicare program that
15 would then -- we would expect to be reimbursed for
16 and, thus, basically worked for our compensation
17 or reimbursement for patient care services.

18 So despite the fact that we -- our
19 client -- is going to -- until litigation is
20 resolved with the general contractor --
21 effectively pay twice for some of these services,
22 the reimbursement that it receives from its
23 government payers is not going to change. It will
24 be at the fixed rate.

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1 So we do feel that we are ready -- with
2 the exception of the last project which we're
3 nearing closeout on. But for the first three
4 projects, they're ready to close out these permits
5 with the CON Board, and then we will resolve the
6 litigation to recoup funds from the general
7 contractor.

8 We have to, in order to satisfy our
9 landlord, pay these subs as well as in order to
10 maintain a good relationship with these subs going
11 forward for future projects.

12 So, hopefully, that additional
13 information, while a bit duplicative of what Mike
14 has said, helps explain what's going on.

15 CHAIRMAN SEWELL: So what we're being
16 asked to do is approve this, and then this
17 documentation that's required will later be filed?
18 Is that --

19 MR. CONSTANTINO: We don't believe the
20 G702 form will ever be filed, Mr. Sewell.

21 CHAIRMAN SEWELL: Okay.

22 MR. CONSTANTINO: I would like to point
23 out to the Board for years we never required this
24 G702 form. We accepted the applicants' final cost

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1 report and signature that these were the final
2 costs of the project. We accepted that.

3 So it's not unusual -- or in years past
4 wasn't unusual -- it's not unusual to not have
5 that G702 report or form.

6 CHAIRMAN SEWELL: Uh-huh.

7 MR. CONSTANTINO: So with that --

8 CHAIRMAN SEWELL: But the issue is that
9 DaVita's done everything they're supposed to do;
10 right?

11 MR. CONSTANTINO: Yes. In my opinion,
12 yes, that's correct.

13 CHAIRMAN SEWELL: Yeah.

14 Are there other questions of either the
15 Applicant or of the staff?

16 (No response.)

17 CHAIRMAN SEWELL: Do you have anything
18 else to say?

19 MS. COOPER: No. I think Kara pretty much
20 summed up what I was going to say.

21 CHAIRMAN SEWELL: All right.

22 MS. FRIEDMAN: I guess, just to the extent
23 that you're working on a motion, we haven't
24 submitted our final cost report for the fourth

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1 project --

2 MS. COOPER: That would be it.

3 MS. FRIEDMAN: -- Northgrove Dialysis.

4 So, Mike, you know, you might help us
5 through the language of the motion in order -- we
6 will have to follow up on that one. We're not
7 ready to close that one out.

8 We just need to sort of resolve how to
9 handle this issue.

10 CHAIRMAN SEWELL: What's the number on
11 that one?

12 MS. COOPER: 17-049.

13 CHAIRMAN SEWELL: So we already did that.
14 Didn't we?

15 MS. COOPER: We received a permit renewal
16 this morning for 17-049.

17 CHAIRMAN SEWELL: Yes. So we should
18 probably amend the motion to exclude that one from
19 this motion; is that correct?

20 MS. COOPER: Correct.

21 CHAIRMAN SEWELL: Or we could just do
22 it --

23 MS. FRIEDMAN: Perhaps we could do
24 two motions and treat them slightly separate with

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1 anticipation that, as long as our cost report
2 complies with your requirements, that a G702 is
3 not necessary.

4 CHAIRMAN SEWELL: Well, I think we can
5 keep it -- 17-049 -- in it as is, you know.

6 Any other questions?

7 MEMBER SLATER: Who's the general
8 contractor that's failed to do this?

9 MS. COOPER: I do not know. I can ask
10 DaVita but I do not know.

11 CHAIRMAN SEWELL: Okay.

12 MR. CONSTANTINO: Mr. Slater, we can --
13 I'll get that name for you and send it to you.

14 MEMBER SLATER: Thank you.

15 CHAIRMAN SEWELL: Board members, any other
16 questions?

17 MEMBER MURRAY: So I just want to be
18 clear.

19 Basically, because you've paid your subs
20 twice, then your over -- your cost overrun is more
21 than 7 percent? Is that why we're voting on this
22 at all?

23 MS. AVERY: No.

24 MEMBER MURRAY: No? Yes?

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1 MS. COOPER: So what happened was DaVita
2 was making the progress payments to the general
3 contractor. The general contractor wasn't paying
4 the subs, and so the subs were putting liens on
5 those buildings, which is in violation of their
6 lease. And so in order to release those liens,
7 DaVita then paid the subs.

8 When we filed the final cost report, they
9 did exclude those duplicate payments so that they
10 were not included in the final cost report.

11 MEMBER MURRAY: All right. Thank you.

12 CHAIRMAN SEWELL: Go ahead.

13 MS. AVERY: Dr. Murray, we're asking for
14 the declaratory ruling because we cannot
15 technically close out the project without the
16 other information, that G --

17 MR. CONSTANTINO: 702.

18 MS. AVERY: -- G702 form.

19 So this allows us to deem the project
20 complete, close it out, and let them go forth
21 without that information.

22 CHAIRMAN SEWELL: Yeah.

23 All right. I think we're ready for a roll
24 call.

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1 MR. ROATE: Thank you, sir.

2 Motion made by Ms. Savage; seconded by
3 Dr. Murray.

4 Dr. Martell.

5 MEMBER MARTELL: Could you repeat the
6 motion?

7 MR. ROATE: The motion is to approve the
8 ability to close out Projects 16-036, 17-032,
9 17-040, and 17-049, but they still have to submit
10 their final cost report.

11 MS. AVERY: Correct.

12 CHAIRMAN SEWELL: Yeah.

13 MR. ROATE: So can we include a --
14 I guess -- a caveat to say that pending the
15 submittal of the final cost report 17-049 can be
16 included?

17 MS. AVERY: We've leave it outstanding but
18 we'll know on the record. It will be fine.

19 CHAIRMAN SEWELL: Because we're approving
20 the completion, then. So it's not like -- the
21 same thing as approving the whole project.

22 MR. ROATE: Okay. So the motion's only
23 for three?

24 MS. AVERY: For four.

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1 CHAIRMAN SEWELL: It's four, all four.

2 MR. ROATE: All four. Okay.

3 MS. AVERY: For the four.

4 MEMBER MARTELL: I'd like to amend the
5 motion that we accept the cost reports as filed
6 without Form G702 for projects for the Springfield
7 Central Dialysis, which is 16-036; Illini Renal,
8 17-032; and Edgemont Dialysis, 17-040.

9 MS. AVERY: So you want to remove 049?

10 CHAIRMAN SEWELL: Yeah.

11 MEMBER MURRAY: Second.

12 Or do we have to withdraw -- I will --
13 I don't know how formal we're making it.

14 Do we have to withdraw the motion that's
15 on the table?

16 CHAIRMAN SEWELL: Who made the original
17 motion?

18 MR. ROATE: The original motion was made
19 by Ms. Savage and seconded by Dr. Murray.

20 CHAIRMAN SEWELL: Would you agree to
21 withdraw that?

22 MEMBER SAVAGE: Yes.

23 CHAIRMAN SEWELL: All right.

24 So we have a new motion, which I'm not

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1 going to repeat. You-all heard it.

2 Go ahead.

3 MR. ROATE: Okay. To -- for 16-036,
4 17-032 and 17-040 -- to allow the completion of
5 the project.

6 17-049, where did we stand on that?

7 MS. AVERY: We just removed it.

8 MR. ROATE: Just remove it? Take 17-049
9 out? Okay.

10 CHAIRMAN SEWELL: Yeah.

11 Okay. I think we're clear on the motion.

12 MEMBER SAVAGE: Can I ask a question,
13 though?

14 Can we waive the G702 form on the --

15 MS. AVERY: That was in the motion.

16 CHAIRMAN SEWELL: That was in the motion.

17 MEMBER SAVAGE: On 17-049, though?

18 MS. AVERY: When it comes up -- we'll do
19 another one next month when they're done.

20 CHAIRMAN SEWELL: Yeah.

21 MS. AVERY: We'll have to do it again.
22 I was trying to save us from that but -- good job.

23 CHAIRMAN SEWELL: Okay. I think we're
24 ready for the roll call.

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1 MR. ROATE: Okay.

2 Motion made by Ms. Savage; seconded by
3 Dr. Murray.

4 Dr. Martell.

5 MEMBER MARTELL: In support as amended.

6 MR. ROATE: Thank you.

7 Dr. Murray.

8 MEMBER MURRAY: I want -- you said the
9 motion was made by Ms. Savage.

10 MS. AVERY: With the new motion.

11 MR. ROATE: Because the original motion
12 still held. Do we amend the motion and change
13 it up?

14 MEMBER MURRAY: Ms. Savage withdrew her
15 original motion. That's what I thought had
16 happened.

17 MS. AVERY: And Dr. Martell --

18 MEMBER MURRAY: And Dr. Martell made a new
19 motion.

20 MR. ROATE: Yeah. You'd gone with the
21 amended motion. You'd made the amended motion.

22 MEMBER SAVAGE: Yes.

23 MEMBER MURRAY: Okay.

24 MR. ROATE: Are you seconding the amended

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1 motion? Can we do that?

2 MEMBER MURRAY: That's why -- in any -- in
3 which case I vote yes on --

4 MS. AVERY: On the amended motion.

5 MEMBER MURRAY: -- on the amended motion.

6 MR. ROATE: All right. I'll annotate
7 "amended motion" on our vote sheet.

8 All right. Thank you.

9 Ms. Savage.

10 MEMBER SAVAGE: Yes, on the amended vote.

11 MR. ROATE: Thank you.

12 Mr. Slater.

13 MEMBER SLATER: Yes --

14 MR. ROATE: Thank you.

15 MEMBER SLATER: -- based on the
16 recommendation of staff.

17 MR. ROATE: Chairman Sewell.

18 CHAIRMAN SEWELL: Yes, based on the
19 discussion.

20 MR. ROATE: Thank you.

21 That's 5 votes in the affirmative.

22 MS. FRIEDMAN: If I may, we're happy to
23 come back when the cost report is completed,
24 though if -- the next meeting may be a little bit

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1 busy.

2 Is there any objection to waiving the
3 requirement for the G702 if this general
4 contractor has not produced it and having a
5 separate motion now?

6 Either way is fine with me. It's just
7 that we may have to bring other people up to
8 speed.

9 CHAIRMAN SEWELL: You won't have to come
10 back.

11 MS. AVERY: We'll be fine.

12 MS. FRIEDMAN: Okay.

13 MS. AVERY: We'll explain it.

14 MS. FRIEDMAN: Sounds good. Thank you.

15 MS. COOPER: Thank you.

16 CHAIRMAN SEWELL: All right.

17 MS. AVERY: Because we might have new
18 members.

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1 CHAIRMAN SEWELL: Okay. Also under
2 declaratory rulings is E-02, Northwestern Medicine
3 Lake Forest Hospital in Lake Forest, a motion to
4 approve a correction to 2016 and 2017 hospital
5 profiles for medical/surgical patient days at
6 Northwestern Medicine Lake Forest Hospital in
7 Lake Forest.

8 Is there a motion?

9 MEMBER SAVAGE: So moved.

10 CHAIRMAN SEWELL: Is there a second?

11 MEMBER MARTELL: Second.

12 CHAIRMAN SEWELL: All right.

13 THE COURT REPORTER: Would you raise your
14 right hands, please.

15 (Two witnesses sworn.)

16 THE COURT REPORTER: Thank you. Please
17 print your names and state your names for the
18 record.

19 MS. ORTH: Bridget Orth.

20 MR. SULTAN: Omar Sultan.

21 MR. HILL: Tom Hill.

22 THE COURT REPORTER: Thank you.

23 CHAIRMAN SEWELL: All right. State agency
24 report.

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1 MR. CONSTANTINO: Thank you, Mr. Sewell.

2 State Board staff is asking the
3 State Board to approve changes to the
4 medical/surgical patient days for calendar years
5 2016 and 2017 for Northwestern Lake Forest
6 Hospital in Lake Forest.

7 The hospital had overstated the number of
8 medical/surgical days by including some labor and
9 delivery and some ICU and observation days in
10 medical/surgical patient days.

11 This correction will -- this declaratory
12 ruling will correct that information.

13 Thank you, sir.

14 CHAIRMAN SEWELL: All right.

15 Is there a presentation?

16 MS. ORTH: Sure.

17 We take data very seriously at
18 Northwestern Medicine. We have a have robust data
19 collection and validation process for our annual
20 hospital questionnaires where approximately a
21 hundred people are part of that process.

22 The error in calendar years '16 and '17
23 medical/surgical volumes at Lake Forest Hospital
24 were discovered this year during our data

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1 validation for calendar year '18.

2 And I have Omar Sultan, the vice president
3 of finance, who can answer any specific questions
4 about it.

5 CHAIRMAN SEWELL: Who's here?

6 MS. ORTH: Yes.

7 MR. SULTAN: Yes.

8 CHAIRMAN SEWELL: Yeah.

9 Oh, to answer questions. I see. You
10 don't have a presentation?

11 MR. SULTAN: No.

12 CHAIRMAN SEWELL: Okay. I see. I'm
13 sorry. I misinterpreted what you said.

14 MS. ORTH: That's okay.

15 CHAIRMAN SEWELL: Was this a -- back in --
16 when it was done, was this a knowledge error or a
17 performance error or sort of both?

18 MR. SULTAN: So we did a root cause of the
19 error, and it occurred as we were migrating onto a
20 new financial decision support system.

21 Through that reconciliation process, we
22 uncovered that the days that we were taking for
23 specifically Lake Forest Hospital -- which is one
24 of the 10 reporting hospitals -- some of the data

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1 was miscategorized to the IDPH definitions. We
2 have subsequently undergone a process where we've
3 automated this to prevent future errors from
4 occurring.

5 Tom Hill, who's my colleague in this area,
6 has also put in a quality assurance process that's
7 more in line so that we won't have these errors
8 occurring in the future.

9 CHAIRMAN SEWELL: Did the staff involved
10 in this not know better, or did they just not
11 perform?

12 MR. SULTAN: They did not know better.

13 CHAIRMAN SEWELL: I see. Okay.

14 Other questions by Board members?

15 (No response.)

16 CHAIRMAN SEWELL: Okay.

17 MR. ROATE: Thank you.

18 Motion made by Ms. Savage; seconded by
19 Dr. Martell.

20 Dr. Martell.

21 MEMBER MARTELL: In support, based on the
22 information provided.

23 MR. ROATE: Thank you.

24 Dr. Murray.

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1 MEMBER MURRAY: Yes, in -- based on the
2 discussion.

3 MR. ROATE: Thank you.

4 Ms. Savage.

5 MEMBER SAVAGE: Yes, based on the staff
6 report and testimony.

7 MR. ROATE: Thank you.

8 Mr. Slater.

9 MEMBER SLATER: Yes, based on the staff
10 report.

11 MR. ROATE: Thank you.

12 Chairman Sewell.

13 CHAIRMAN SEWELL: Yes, based on the staff
14 report.

15 MR. ROATE: Thank you.

16 That's 5 votes in the affirmative.

17 MS. ORTH: Thank you.

18 CHAIRMAN SEWELL: Thank you.

19 MR. SULTAN: Thank you.

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1 CHAIRMAN SEWELL: There's no Health Care
2 Worker Self-Referral Act issues.

3 There's no status report on conditional or
4 contingent permits.

5 We now move into applications subsequent
6 to initial review.

7 I understand that H-01, Project
8 No. 18-049, Surgery Center of Illinois in
9 Oak Lawn, is requesting a deferral.

10 Is that correct?

11 MS. AVERY: Mike? Yes?

12 MR. CONSTANTINO: Oh, yes, sir. Yes,
13 that's correct.

14 CHAIRMAN SEWELL: Okay.

15 MS. AVERY: Let's clarify -- Mike, will
16 you clarify why it is we're seeking a Board
17 deferral versus an Applicant deferral.

18 MR. CONSTANTINO: Under your rules, an
19 applicant has six months to have an initial
20 decision made. And the six-month time frame for
21 this Applicant is up, so the Board has to defer
22 this project, which requires a vote by the Board
23 and the members here.

24 CHAIRMAN SEWELL: So if we put this motion

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1 on the floor, we can discuss the issues as to why
2 we should or should not do that?

3 MR. CONSTANTINO: It's my understanding
4 that the Applicants want to take another look at
5 this project, and they're asking the Board to
6 defer it.

7 MS. AVERY: But we do need a motion.

8 CHAIRMAN SEWELL: Yeah.

9 So could I have a motion to defer Project
10 No. 18-049, Surgery Center of Oak Lawn, to
11 establish a limited-specialty ambulatory surgery
12 treatment center in Oak Lawn, as stated by the
13 Applicant and confirmed by Board staff?

14 MEMBER SLATER: I'd move to defer Docket
15 No. H-01.

16 CHAIRMAN SEWELL: Is there a second?

17 MEMBER MARTELL: Second.

18 CHAIRMAN SEWELL: Any discussion or
19 questions by Board members?

20 (No response.)

21 MR. CONSTANTINO: Mr. Sewell, I believe
22 the Applicant has a brief statement they'd like to
23 make.

24 CHAIRMAN SEWELL: Oh. I thought you-all

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1 were up for the one after this. I'm sorry.

2 MR. MORADO: No problem, Mr. Sewell.

3 I will just simply say we weren't the
4 first folks invited to the dance, but we're
5 dancing now, so we're happy to be involved with
6 the Applicants and helping them out with this
7 project.

8 We are undertaking an evaluation of a
9 strategic partner and maybe some changes to the
10 application that's going to require a Type A
11 modification under your rules.

12 So when you file a Type A modification, as
13 the Board knows, it requires the review process to
14 open back up. We've been working closely with
15 Board staff, as Mr. Constantino has already said,
16 and we think that it warrants some further
17 evaluation to determine whether or not we're going
18 to move forward with that Type A modification.

19 And if we do, we'll make sure we get that
20 filed timely, and we'll look forward to coming
21 back to you to present this application.

22 CHAIRMAN SEWELL: So this staff report
23 that we had in advance of the meeting was not for
24 deferral? It was for approval or disapproval; is

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1 that correct?

2 MR. CONSTANTINO: That's correct.

3 CHAIRMAN SEWELL: Okay. So what we are --
4 what we have under consideration now is whether or
5 not to defer. Is that clear to the Board members?

6 All right. Any other comments that
7 you-all have?

8 MR. SILBERMAN: Just happy to address any
9 questions that any of the members might have.

10 CHAIRMAN SEWELL: Do we have questions,
11 Board members?

12 (No response.)

13 CHAIRMAN SEWELL: Okay. So the motion was
14 for a deferral. Let's have --

15 MS. AVERY: A Board deferral.

16 CHAIRMAN SEWELL: A Board deferral.
17 Thank you.

18 MR. ROATE: Motion made by Mr. Slater;
19 seconded by Dr. Martell.

20 Dr. Martell.

21 MEMBER MARTELL: I support deferral.

22 MR. ROATE: Dr. Murray.

23 MEMBER MURRAY: Yes, I support deferral.

24 MR. ROATE: Thank you.

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1 Ms. Savage.

2 MEMBER SAVAGE: I support the Board
3 referral.

4 MR. ROATE: Thank you.

5 Mr. Slater.

6 MEMBER SLATER: Yes, based on the
7 discussion.

8 MR. ROATE: Thank you.

9 Chairman Sewell.

10 CHAIRMAN SEWELL: Yes, based on
11 discussion.

12 MR. ROATE: Thank you.

13 That's 5 votes in favor of deferral.

14 MR. MORADO: Thank you.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 H-03, Project No. 19-018, Chicago Prostate Cancer
3 Surgery Center in Westmont.

4 May I have a motion to approve this
5 project to add specialties to an existing
6 ambulatory surgery treatment center in Westmont.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER SLATER: Second.

10 CHAIRMAN SEWELL: All right. Already
11 sworn in.

12 Mr. Constantino.

13 MR. CONSTANTINO: Thank you, Mr. Sewell.

14 The Applicants propose to add a number of
15 surgical specialties to an existing two-room ASTC
16 that currently only provides urology surgeries.

17 The cost of the project is approximately
18 \$5.3 million, and the expected completion date is
19 July 31st, 2020.

20 There has been no request for a public
21 hearing, and no letters of support or opposition
22 have been received.

23 The Applicants have met all of your
24 requirements of the State Board.

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1 Thank you, sir.

2 CHAIRMAN SEWELL: All right. Do you have
3 a presentation for the Board?

4 MS. FRIEDMAN: Well, thank you very much
5 for the assistance we always get from your staff
6 in ensuring that we have a fully positive Board
7 staff report, and I'm happy to answer questions.

8 I'm Kara Friedman, legal counsel on behalf
9 of the Applicant, DuPage Medical Group.

10 CHAIRMAN SEWELL: Thank you.

11 Do Board members have questions or
12 comments?

13 (No response.)

14 CHAIRMAN SEWELL: If not, call the roll.

15 MR. ROATE: Thank you, sir.

16 Motion made by Ms. Savage; seconded by
17 Mr. Slater.

18 Dr. Martell.

19 MEMBER MARTELL: I support, based on the
20 information that the Applicant is in conformance.

21 MR. ROATE: Thank you.

22 Dr. Murray.

23 MEMBER MURRAY: Yes, in support of the
24 staff recommendation.

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1 MR. ROATE: Thank you.

2 Ms. Savage.

3 MEMBER SAVAGE: Yes, based on the staff
4 Board report.

5 MR. ROATE: Thank you.

6 Mr. Slater.

7 MEMBER SLATER: Yes, based on the staff
8 report.

9 MR. ROATE: Thank you.

10 Chairman Sewell.

11 CHAIRMAN SEWELL: I vote yes. There were
12 no findings in the staff report.

13 MR. ROATE: Thank you.

14 That's 5 votes in the affirmative.

15 MS. FRIEDMAN: Thank you.

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1 CHAIRMAN SEWELL: Okay. Next on the
2 agenda is H-04, Project No. 19-019, Lockport
3 Crossing Medical Office Building in Lockport.

4 May I have a motion to approve this
5 project to modernize an existing medical office
6 building in Lockport.

7 MEMBER SLATER: I move to approve.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER MARTELL: Second.

10 CHAIRMAN SEWELL: All right. Already
11 sworn.

12 State agency report.

13 MR. CONSTANTINO: Thank you, Mr. Sewell.

14 The Applicants are proposing to modernize
15 an existing medical office building consisting of
16 approximately 54,000 gross square feet of space in
17 Lockport, Illinois, at a cost of approximately
18 \$19.1 million. The expected completion date is
19 March 31st, 2020.

20 There has been no request for a public
21 hearing, and no letters of support or opposition
22 have been received. The Applicants have met all
23 the requirements of the State Board.

24 Thank you, sir.

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1 CHAIRMAN SEWELL: All right. Is there a
2 presentation on this?

3 MS. FRIEDMAN: No.

4 For the record, I'm Kara Friedman,
5 Polsinelli, counsel for DuPage Medical Group, and
6 I'm happy to answer any questions on this fully
7 positive Board staff report.

8 CHAIRMAN SEWELL: Are there questions?

9 (No response.)

10 CHAIRMAN SEWELL: All right. Roll call.

11 MR. ROATE: Thank you, sir.

12 Motion made by Mr. Slater; seconded by
13 Dr. Martell.

14 Dr. Martell.

15 MEMBER MARTELL: I support, based on the
16 Board staff report and the recommendation.

17 MR. ROATE: Thank you.

18 Dr. Murray.

19 MEMBER MURRAY: Yes, based on the staff
20 report.

21 MR. ROATE: Thank you.

22 Ms. Savage.

23 MEMBER SAVAGE: Yes, based on the staff
24 report.

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1 MR. ROATE: Thank you.

2 Mr. Slater.

3 MEMBER SLATER: Yes, based on the staff
4 report.

5 MR. ROATE: Thank you.

6 Chairman Sewell.

7 CHAIRMAN SEWELL: Yes. There were no
8 findings in the staff report.

9 MR. ROATE: Thank you.

10 That's 5 votes in the affirmative.

11 MS. FRIEDMAN: Thank you.

12 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next is H-05, Project
2 No. 19-020, Center for Ambulatory Treatment II in
3 Peoria.

4 May I have a motion to approve this
5 project to add surgical specialties to an existing
6 ambulatory surgery treatment center in Peoria.

7 MEMBER SAVAGE: So moved.

8 CHAIRMAN SEWELL: Is there a second?

9 MEMBER SLATER: Second.

10 CHAIRMAN SEWELL: All right.

11 THE COURT REPORTER: Would you raise your
12 right hand, please, sir.

13 (One witness sworn.)

14 THE COURT REPORTER: Thank you. And
15 please state your name for the record.

16 MR. FELDMAN: Thomas Feldman.

17 CHAIRMAN SEWELL: All right. State agency
18 report.

19 MR. CONSTANTINO: Thank you, Mr. Sewell.

20 The Applicant proposes to add eight
21 surgical specialties to its current
22 single-specialty ASTC that performs orthopedic
23 surgeries now. The facility is located in Peoria,
24 Illinois. There is no cost to this project.

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1 There has been no request for a public
2 hearing, and no letters of support or opposition
3 have been received. The expected completion date
4 is June 17th, 2021. The Applicants have met the
5 requirements of the State Board.

6 Thank you, sir.

7 CHAIRMAN SEWELL: All right.

8 Is there a presentation?

9 MR. FELDMAN: A brief one, yes, sir. Good
10 morning. Thank you.

11 My name is Tom Feldman. I'm the
12 administrator for the Center for Health Ambulatory
13 Surgery Center in Peoria. We operate two licensed
14 ASTCs. With me here today is Ed Parkhurst, who is
15 our CON consultant.

16 I'd like to thank the Review Board staff
17 for their assistance in preparing and reviewing
18 our permit application.

19 As I indicated, we operate two ASTCs in
20 Peoria. The first one is a multispecialty ASTC;
21 the second is the Center for Health Ambulatory
22 Surgery Center II, which is a single-specialty
23 orthopedic ASTC which is the primary subject of
24 this permit application.

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1 Our multispecialty ASTC has six rooms and
2 is overutilized by Review Board criteria. Current
3 utilization can justify eight operating rooms.
4 This licensed facility has a two-operating room
5 deficiency.

6 Our single-specialty ASTC has two
7 operating rooms and is underutilized by Review
8 Board criteria. Current utilization can justify
9 one operating room. There is an excess of one
10 operating room.

11 If the utilization of our two specialty
12 licensed ASTCs are combined, nine operating rooms
13 could be justified by Review Board criteria or one
14 more operating room than is available today.

15 The subject permit application proposes to
16 reclassify our single-specialty ASTC, the Center
17 for Health II, as a multispecialty ASTC so we can
18 schedule current multispecialty surgical cases at
19 either of our two sites in order to reduce
20 overutilization of our one site and better utilize
21 the excess surgical capacity from our
22 single-specialty site.

23 Again, there's been no public hearing that
24 was called, there's been no opposition to our

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1 permit application, and there are no deficiencies
2 in our State agency report, and we've successfully
3 met all 15 criteria.

4 We are not proposing any new clinical
5 services, only a redistribution of current cases.
6 We are not proposing to establish any new markets
7 but will retain our existing markets in the
8 geographic service area. The permit application
9 does not propose any increase in utilization; it
10 proposes just that redistribution of current
11 cases.

12 The combined existing total utilization
13 justifies nine operating rooms by Review Board
14 criteria; currently only eight rooms exist in our
15 two facilities. We are not proposing to add any
16 additional operating rooms or market capacity. If
17 our permit is approved, our combined procedural
18 capacity will remain deficient by one operating
19 room.

20 In summary, our permit application
21 proposes to redistribute the cases between our
22 two sites, allocate the current utilization cases
23 to single-specialty to accommodate the
24 underutilization, thereby creating a

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1 multispecialty facility, reduce the
2 overutilization of our primary site, implement the
3 redistribution with no associated capital project
4 cost.

5 If approved, there is no market impact.
6 Our desire is to efficiently and effectively
7 manage our existing utilization and our operating
8 room capacity between these two sites.

9 Thank you for your positive consideration.
10 We are prepared to answer any questions.

11 CHAIRMAN SEWELL: Thank you.

12 Mike, is it correct to say that we don't
13 have criteria for the review of specialty ASTCs?

14 MR. CONSTANTINO: For each specialty
15 you're speaking to? No, sir, we don't.

16 We're looking at capacity, operating room
17 capacity, within a specific geographic service
18 area for an ASTC. That's what the statute
19 requires us to do under current rules.

20 CHAIRMAN SEWELL: Right. But if we had
21 specialty criteria, those capacity issues might be
22 different depending on the specialty?

23 MR. CONSTANTINO: That's correct.

24 CHAIRMAN SEWELL: Are there plans for us

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1 to develop specialty ASTC criteria?

2 MR. CONSTANTINO: Not at this time.

3 CHAIRMAN SEWELL: What if this Board said
4 that you-all should do that?

5 MS. AVERY: You can direct us.

6 MR. CONSTANTINO: That would be fine
7 with me.

8 CHAIRMAN SEWELL: All right.

9 MR. PARKHURST: Mike would help.

10 CHAIRMAN SEWELL: Now, when you say in the
11 statement -- I'm -- these are questions for the
12 staff.

13 MR. FELDMAN: Yes, sir.

14 CHAIRMAN SEWELL: This is internal
15 business --

16 MR. FELDMAN: Yes, sir.

17 CHAIRMAN SEWELL: -- that we have here.

18 MR. FELDMAN: Yes, sir.

19 CHAIRMAN SEWELL: When you say in this
20 report that certain things are inapplicable, is
21 that due to the absence of criteria that speak to
22 those things?

23 MR. CONSTANTINO: That's correct, yes.

24 CHAIRMAN SEWELL: All right. That's all

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1 I have.

2 Well, you know, I think there's a sense of
3 urgency for us to develop specialty ambulatory
4 surgery treatment center criteria, Ms. Avery.

5 MS. AVERY: Yes, Mr. Sewell. You have
6 brought that up a couple times --

7 CHAIRMAN SEWELL: Yes I have.

8 MS. AVERY: -- and Ann is working on it
9 and looking at it. We just don't have a proposal
10 at this time, but internally we have discussed it
11 a number of times.

12 CHAIRMAN SEWELL: Okay.

13 Do any of the more rational Board members
14 have questions?

15 (Laughter.)

16 CHAIRMAN SEWELL: Okay. Ready for roll
17 call.

18 MR. ROATE: Sir.

19 Motion made by Ms. Savage; seconded by
20 Mr. Slater.

21 Dr. Martell.

22 MEMBER MARTELL: Yes, based on the
23 State Board staff report.

24 MR. ROATE: Thank you.

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1 Dr. Murray.

2 MEMBER MURRAY: Yes, in accordance with
3 the staff report.

4 MR. ROATE: Thank you.

5 Ms. Savage.

6 MEMBER SAVAGE: Yes, based on the staff
7 report.

8 MR. ROATE: Thank you.

9 Mr. Slater.

10 MEMBER SLATER: Yes, based on the report
11 from staff.

12 MR. ROATE: Thank you.

13 Chairman Sewell.

14 CHAIRMAN SEWELL: Yes, based on the staff
15 report.

16 MR. ROATE: Thank you.

17 That's 5 votes in the affirmative.

18 CHAIRMAN SEWELL: Thank you.

19 Next up --

20 MR. PARKHURST: Mr. Sewell --

21 CHAIRMAN SEWELL: Yes.

22 MR. PARKHURST: -- are you an economist
23 and a rationale man?

24 CHAIRMAN SEWELL: I'm the latter but not

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1 the former.

2 MR. PARKHURST: Thank you very much for
3 your approval.

4 MR. FELDMAN: Thank you.

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1 CHAIRMAN SEWELL: Okay. Next on the
2 agenda is H-06, Project No. 19-023, Advocate
3 Illinois Masonic Medical Center Counseling &
4 Pediatric Center in Chicago.

5 May I have a motion to approve this
6 project to establish a four-story medical office
7 building in Chicago.

8 MEMBER SAVAGE: So moved.

9 CHAIRMAN SEWELL: Is there a second?

10 MEMBER MARTELL: Second.

11 MEMBER SLATER: Second.

12 CHAIRMAN SEWELL: Okay. Great. I thought
13 I didn't hear one.

14 You need to swear her in, please.

15 THE COURT REPORTER: Would you raise your
16 right hands, please.

17 (Two witnesses sworn.)

18 THE COURT REPORTER: Thank you. Please
19 print your names and state your names for the
20 record.

21 MS. LOPEZ: Susan Nordstrom Lopez,
22 president of Advocate Illinois Masonic Medical
23 Center.

24 MR. KOKASKA: James Kokaska, director of

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1 design and construction.

2 CHAIRMAN SEWELL: State agency report.

3 MR. CONSTANTINO: Thank you, Mr. Sewell.

4 The Applicants are proposing to establish
5 a medical office building in approximately
6 52,000 gross square feet of space in Chicago,
7 Illinois, at a cost of approximately \$40 million.
8 The completion date is June 30th, 2021.

9 There's been no request for a public
10 hearing. Letters of support have been received,
11 and no opposition letters were submitted.

12 The expected completion date is June 30th,
13 2021. The Applicants have met all the
14 requirements of the State Board.

15 Thank you, sir.

16 CHAIRMAN SEWELL: Okay.

17 Do you have a presentation?

18 MS. LOPEZ: Yes, I do.

19 Again, I'm Susan Nordstrom Lopez,
20 president of Advocate Illinois Masonic Medical
21 Center. With me here today is Jim Kokaska,
22 Advocate Aurora Health regional director of
23 construction.

24 Thank you to the Board and to the staff

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1 for the careful review of the two projects we've
2 bought to you today. I know you will address them
3 separately. Please note that the staff have
4 determined there are no negatives with either
5 project.

6 I also want to thank the Board for your
7 time in reviewing these important projects.

8 With me today are also the leaders of the
9 services included in these projects. We also have
10 representatives from SmithGroup architectural firm
11 and Turner Construction. They're here to provide
12 any details or answer any questions you might
13 have.

14 These two projects truly address the
15 changing need of several special populations that
16 the medical center continues to serve.

17 Illinois Masonic has been a cornerstone of
18 the Lake View community on the North Side of
19 Chicago for over a hundred years. With
20 approximately 2500 team members and nearly a
21 thousand physicians on staff, the medical center
22 is the largest employer in Lake View, our Chicago
23 neighborhood.

24 Advocate Illinois Masonic is a 397-bed

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1 hospital that offers a full complement of
2 inpatient services, part of Advocate Aurora
3 Health, the ninth largest system in the nation.
4 We have one of the most diverse populations,
5 serving a mix of culture, race, sexual
6 orientation, disability, socioeconomic, and
7 citizenship status.

8 About one-quarter of our patients use a
9 language other than English, and we've made
10 accommodations for them. We have five full-time
11 interpreters translating and interpreting Spanish,
12 Polish, American Sign Language. Most of our
13 patient materials are in English and Spanish, and
14 some are in Polish, Korean, Russian, and Arabic.

15 The medical center is located in one of
16 the nation's largest LGBTQ communities. For the
17 past years we've been recognized by the Human
18 Rights Foundation as a leader in providing equal
19 health care services for this population.

20 As one of the state's largest
21 nonuniversity medical teaching programs, we
22 annually train over 240 medical residents and
23 fellows and 500 medical students.

24 The first of our two projects we've

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1 brought today is to construct a four-story
2 outpatient center, the "Counseling and Pediatric
3 Development Center." It will house the relocation
4 of outpatient behavioral health and the pediatric
5 development services. These two programs are
6 currently in a building that was not designed for
7 these purposes. The access, space, and
8 configuration are not appropriate for these
9 two programs.

10 The outpatient behavioral health program
11 offers a wide range of services needed by mental
12 health patients. Patient privacy and comfort,
13 efficiency of time and resources, and future
14 capacity were qualities addressed in the design.
15 One of the special groups served is the deaf
16 population. There are 40-plus clinicians and
17 45 masters and doctoral students providing care.
18 In addition to those seeking outpatient services,
19 this provides continuity for the medical center's
20 inpatients following discharge.

21 The pediatric development center sees
22 children from birth to about 18. Patients on the
23 autism spectrum make up about 75 percent of that
24 volume. One of the new programs planned is for

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1 young adults, ages 18 to 22, to help them
2 transition to independence. Much attention is
3 given to the parents' understanding and
4 participation in their child's development.

5 We approach projects like this with our
6 environment in mind, and the buildings have been
7 designed to the LEED standards for sustainability.

8 We've received many letters of support
9 from providers and partners in our community. We
10 appreciate the encouragement from our community,
11 local organizations, congregations, physicians,
12 associates, legislators, local elected officials,
13 and, most of all, from our patients.

14 Please note that there are -- no letters
15 of opposition were submitted and there wasn't a
16 request for a public hearing.

17 Again, we'd like to thank your staff and
18 greatly appreciate their positive report. We
19 would be happy to answer any questions on this
20 first project.

21 CHAIRMAN SEWELL: Thank you.

22 Yes, sir.

23 MEMBER JENKINS: Is this building on the
24 campus of the hospital?

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1 MS. LOPEZ: It is part of our campus, but
2 it's across the street on Wellington and Mildred.

3 MEMBER JENNINGS: But considered part of
4 the hospital setting?

5 MS. LOPEZ: Yes.

6 CHAIRMAN SEWELL: Do Board members have
7 other questions?

8 (No response.)

9 CHAIRMAN SEWELL: Okay. If not --

10 MR. ROATE: Thank you, sir.

11 CHAIRMAN SEWELL: -- we'll have a roll
12 call.

13 MR. ROATE: Motion made by Ms. Savage;
14 seconded by Dr. Martell.

15 Dr. Martell.

16 MEMBER MARTELL: Support, based on staff
17 report and the additional testimony.

18 MR. ROATE: Thank you.

19 Dr. Murray.

20 MEMBER MURRAY: Yes, based on the staff
21 report.

22 MR. ROATE: Thank you.

23 Ms. Savage.

24 MEMBER SAVAGE: Yes, based on the staff

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1 report and testimony.

2 MR. ROATE: Thank you.

3 Mr. Slater.

4 MEMBER SLATER: Yes, based on the
5 discussion.

6 MR. ROATE: Thank you.

7 Chairman Sewell.

8 CHAIRMAN SEWELL: Yes, based on the staff
9 report.

10 MR. ROATE: Thank you.

11 That's 5 votes in the affirmative.

12 CHAIRMAN SEWELL: Thank you.

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1 CHAIRMAN SEWELL: Next on the agenda is
2 H-07, Project No. 19-024, again, Advocate Illinois
3 Masonic Medical Center Physical Therapy Center in
4 Chicago.

5 May I have a motion to approve this
6 project for the medical center physical therapy
7 center to establish a medical office building in
8 Chicago.

9 MEMBER SAVAGE: So moved.

10 CHAIRMAN SEWELL: Is there a second?

11 MEMBER MURRAY: Second.

12 CHAIRMAN SEWELL: All right. Already
13 sworn in.

14 State agency report.

15 MR. CONSTANTINO: Thank you, Mr. Sewell.

16 The Applicants are proposing to establish
17 a medical office building in approximately
18 164,000 gross square feet of newly constructed
19 space in Chicago, Illinois. The cost of the
20 project is approximately \$46.6 million, and the
21 expected completion date is June 30th, 2021.

22 There has been no request for a public
23 hearing. Letters of support were received. No
24 oppositions were -- no opposition letters were

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1 submitted.

2 The Applicants have met the requirements
3 of the State Board.

4 Thank you, sir.

5 CHAIRMAN SEWELL: All right.

6 Do you have any additional comments on
7 this project?

8 MS. LOPEZ: Just for the record, let me
9 introduce myself again. I'm Susan Nordstrom
10 Lopez, president of Advocate Illinois Masonic, and
11 Jim Kokaska.

12 Thank you for the careful review of the
13 second project. Again, I note that the staff has
14 determined there are no negatives.

15 The project is to construct a
16 five-story -- six-story building with the first
17 floor dedicated to the outpatient physical therapy
18 service. Currently this service is in the center
19 of the hospital, a location remote from the
20 entrance. The number of outpatients coming for
21 physical therapy has been growing to an average of
22 about 13 percent each year.

23 The access, space, and configuration are
24 not appropriate for this busy therapy program.

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1 This new facility will have 25 gym treatment areas
2 and 14 private treatment rooms.

3 The plan also includes six physician exam
4 rooms and a diagnostic radiology service. This
5 will be especially helpful for the physicians who
6 provide sports medicine as well as pre- and
7 postoperative care.

8 The five floors will have parking for
9 408 cars with reserved parking for patients coming
10 for therapy. The other spaces will be used by
11 staff who are currently parking remotely and
12 shuttled to the hospital.

13 We're pleased with the strong support from
14 the medical community, welcoming a place to see
15 their patients and the therapists together.

16 Again, we'd like to thank your staff and
17 greatly appreciate the positive report.

18 CHAIRMAN SEWELL: Any questions?

19 (No response.)

20 CHAIRMAN SEWELL: Okay.

21 MR. ROATE: Thank you.

22 Motion made by Ms. Savage; seconded by
23 Dr. Murray.

24 Dr. Martell.

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1 MEMBER MARTELL: Yes, in support based on
2 the Board staff report.

3 MR. ROATE: Thank you.

4 Dr. Murray.

5 MEMBER MURRAY: Yes, based on the staff
6 report.

7 MR. ROATE: Thank you.

8 Ms. Savage.

9 MEMBER SAVAGE: Yes, based on the staff
10 report and testimony.

11 MR. ROATE: Thank you.

12 Mr. Slater.

13 MEMBER SLATER: Based on the staff report
14 and the discussion, yes.

15 MR. ROATE: Thank you.

16 Chairman Sewell.

17 CHAIRMAN SEWELL: I vote yes, based on the
18 staff report.

19 MR. ROATE: Thank you.

20 That's 5 votes in the affirmative.

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1 CHAIRMAN SEWELL: There are no
2 applications subject to intent to deny.

3 There are no agenda items under rules
4 development.

5 Under new business, with respect to
6 executive meeting transcripts, may I have a motion
7 to keep these transcripts for 2018 closed.

8 MEMBER MARTELL: So moved.

9 CHAIRMAN SEWELL: Is there a second?

10 MEMBER MURRAY: Second.

11 CHAIRMAN SEWELL: I think that's a voice
12 vote. Isn't it?

13 MR. ROATE: Yes, sir.

14 CHAIRMAN SEWELL: All in favor, aye.

15 (Ayes heard.)

16 CHAIRMAN SEWELL: Opposed?

17 (No response.)

18 CHAIRMAN SEWELL: Okay.

19 Ms. Guild, you wanted to talk about the
20 election of vice chairman?

21 MS. GUILD: Yeah.

22 I just wanted to remind everybody that
23 Senate Bill 1739 was enacted, and the Board now
24 has the ability to elect a vice chairman to act in

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1 place of the Chairman when we do not have one.

2 And it was to address this issue of the
3 Board not having a Chairman to handle some of
4 these more routine matters for quite some time
5 now.

6 We're not going to have a vote today but
7 just wanted the Board members to be thinking about
8 that, and we can vote at the next meeting so we
9 can be more efficient at future meetings.

10 CHAIRMAN SEWELL: So people can campaign
11 between now and then?

12 MS. GUILD: That's right.

13 CHAIRMAN SEWELL: All right. Thank you.
14 Financial report, Ms. Avery.

15 MS. AVERY: At this time I would request
16 that we table the financial report. I prematurely
17 assumed that the fiscal person at IDPH would have
18 that report completed.

19 So at the September meeting we'll have the
20 first quarter of this fiscal year, and then the
21 final fiscal year from the last fiscal year. Was
22 that 2019 fiscal year? We'll have those numbers.

23 CHAIRMAN SEWELL: And -- go ahead. I'm
24 sorry.

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1 MS. AVERY: No, go ahead.

2 CHAIRMAN SEWELL: I see that the issue of
3 bed changes has been tabled.

4 MS. AVERY: Yes.

5 CHAIRMAN SEWELL: And you have a handout
6 on the 2020 meeting dates.

7 We don't have to approve these, do we?

8 MS. AVERY: I would like you to.

9 CHAIRMAN SEWELL: Do we know locations for
10 all these?

11 MS. AVERY: More than likely here in
12 Bolingbrook.

13 Not to approve it but to look closely at
14 them and possibly get back to me in the next week.
15 Note the only change is the November 2020 meeting
16 date. It will be on Thursday, November the 5th,
17 due to the general election being on Tuesday,
18 November the 3rd.

19 CHAIRMAN SEWELL: Oh, yeah. 2020.

20 MS. AVERY: 2020.

21 CHAIRMAN SEWELL: Wow. All right. Okay.

22 Any questions about this?

23 (No response.)

24 MS. AVERY: I have one more item --

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1 CHAIRMAN SEWELL: Yes. Go ahead.

2 MS. AVERY: -- before you adjourn.

3 I would ask that you please stay for
4 lunch. It's paid for, 15 minutes, all ready.

5 CHAIRMAN SEWELL: You don't have to beg
6 people to stay for lunch.

7 MS. AVERY: In the past everybody was like
8 out of here. I don't think you have your golf
9 clubs. You must not have your clubs in the car.

10 CHAIRMAN SEWELL: My clubs are in my
11 garage.

12 MS. AVERY: Thank you.

13 CHAIRMAN SEWELL: Okay. Is there a motion
14 to adjourn?

15 MEMBER MURRAY: So moved.

16 MEMBER SAVAGE: So moved -- second.

17 CHAIRMAN SEWELL: Second?

18 MEMBER SAVAGE: Second.

19 CHAIRMAN SEWELL: All in favor, aye.

20 (Ayes heard.)

21 CHAIRMAN SEWELL: We are adjourned.

22 (Off the record at 11:47 a.m.)

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CERTIFICATE OF SHORTHAND REPORTER

I, Melanie L. Humphrey-Sonntag, Certified Shorthand Reporter No. 084-004299, CSR, RDR, CRR, CRC, FAPR, and a Notary Public in and for the County of Kane, State of Illinois, the officer before whom the foregoing proceedings were taken, do certify that the foregoing transcript is a true and correct record of the proceedings, that said proceedings were taken by me and thereafter reduced to typewriting under my supervision, and that I am neither counsel for, related to, nor employed by any of the parties to this case and have no interest, financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 30th day of August, 2019.

My commission expires July 3, 2021.



MELANIE L. HUMPHREY-SONNTAG

NOTARY PUBLIC IN AND FOR ILLINOIS

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