

## **PARK HOSPITAL DISTRICT**

### **DRAFT RESOLUTION 2024-04**

#### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PARK HOSPITAL DISTRICT TO RATIFY ESTES PARK HEALTH'S CEO, VERN CARDA, SIGNING OF THE PARK HOSPITAL DISTRICT AND UNIVERSITY OF COLORADO HEALTH PARTNERSHIP LETTER OF INTENT AND TO DETERMINE THAT THE LETTER OF INTENT WITH UNIVERSITY OF COLORADO HEALTH IS CONFIDENTIAL AND PRIVILEGED AND THEREFORE NOT SUBJECT TO PUBLIC DISCLOSURE**

1. **WHEREAS**, The Board of Directors (the "Board") of Park Hospital District (the "District") found that arrangements with one or more nonprofit health care organizations will facilitate the continued availability of outstanding local health care services, allow access to commercial payer networks and specialty care to address the health care needs of the District residents for many years into the future; and,
2. **WHEREAS**, Based on such findings, the Board presented a ballot issue to the District's eligible electors during the regular election held on May 2, 2023 requesting the District be authorized to enter into one or more multiple fiscal year obligations with one or more nonprofit health care providers concerning the ownership, operation, and maintenance of all or any portion of the District's hospital and other healthcare and related facilities and assets (the "Ballot Issue"); and,
3. **WHEREAS**, The District's eligible electors overwhelmingly (80.3%) approved the Ballot Issue during the May 2, 2023 regular election, thereby authorizing the District to identify and pursue potential nonprofit health care provider partners for the purpose of achieving the goals set forth in the Ballot Issue; and,
4. **WHEREAS**, In furtherance of the goals approved by the District's eligible electors as set forth in the Ballot Issue and based on extensive negotiation, on October 3<sup>rd</sup>, 2024, Vern Carda, Estes Park Health CEO and Elizabeth Concordia, President and CEO of University of Colorado Health ("UCHealth"), signed a non-binding Letter of Intent, which will allow the District and UCHealth to negotiate the terms and conditions of definitive agreements; and,
5. **WHEREAS**, Signing the Letter of Intent with UCHealth was within the signature authority of Vern Carda, Estes Park Health CEO, and did not require Board approval; and,
6. **WHEREAS**, Accomplishing the terms and conditions of the transaction proposed in the Letter of Intent will have significant benefits for the Estes Valley community and patients, District employees, and establish a long-term financially sustainable path for health care services in the Estes Valley through partnership with UCHealth, thereby ensuring access to outstanding health care services for the District community and visitors for many years to come; and,
7. **WHEREAS**, The Board wishes to document their support for Vern Carda, Estes Park Health CEO, signing of the Letter of Intent with UCHealth and engaging in non-public negotiations relating to the same; and,
8. **WHEREAS**, The Board recognizes that the Letter of Intent represents and contains commercially sensitive information being used as part of a non-public negotiation process intended to arrive at the definitive agreements that will govern an eventual partnership. As a result, the premature disclosure of the same is likely to cause

substantial harm and impair the District’s ability to negotiate definitive agreements and consummate transactions that best serve the interests of the Estes Valley community; and,

**9. NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PARK HOSPITAL DISTRICT THAT:**

The Board ratifies Vern Carda, Estes Park Health CEO’s actions in negotiating and signing the Letter of Intent with UCHealth.

**10. NOW THEREFORE BE IT FURTHER RESOLVED THAT:**

The Board determines that the Letter of Intent with UCHealth is confidential and privileged and therefore not subject to public disclosure pursuant to C.R.S. 24-72-204(3)(a)(IV).

ADOPTED by the Board of Directors of Park Hospital District, d/b/a Estes Park Health  
this 23<sup>rd</sup> day of October 2024.

**BOARD OF DIRECTORS OF THE PARK HOSPITAL DISTRICT**

By: \_\_\_\_\_  
**David Batey, Chair**

**Attest:**

\_\_\_\_\_  
**Drew Webb, Vice Chair**

\_\_\_\_\_  
**Stephen Alper, Treasurer**

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**Brigitte Foust, Secretary**

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**Cory Workman, At Large**