

**Minutes of Meeting
Health Services Council
Project Review Committee-I**

DATE: 9 January 2007

TIME: 2:30 PM

**LOCATION: Conference Room A
Department of Administration**

ATTENDANCE:

Committee I: Present: Victoria Almeida, Esq. (Vice Chair) Edward Almon, John W. Flynn, Robert S. L. Kinder, M.D., Amy Lapierre, Robert Ricci

Not Present: Robert Whiteside

Excused Absence: Joseph Centofanti, M.D. , John Keimig, Robert J. Quigley, DC, (Chair)

Other Members: Present: Larry Ross

Staff: Valentina D. Adamova, Michael K. Dexter, Joseph G. Miller, Esq.

Public: (Attached)

1. Call to Order, Approval of Minutes, Conflict of Interest Forms and Time Extension for the Minutes Availability

The meeting was called to order at 2:35 PM by Victoria Almeida who was chairing the meeting in place of Dr. Quigley. The Chair noted that conflict of interest forms are available to any member who may have a conflict. Minutes of the 3, 10 and 17 October 2006 Project Review Committee-I meetings were approved as submitted. The Chair requested a motion for the extension of time for the availability of minutes pursuant to the Open Meetings Act. A motion was made, seconded and passed by six in favor and none opposed (6-0) that the availability of the minutes for this meeting be extended beyond the time frame provided for under the Open Meetings Act. Those members voting in favor were: Almeida, Almon, Flynn, Kinder, Lapierre, Ricci.

2. General Order of Business

The first item on the agenda was the Rhode Island Hospital's change order request to the 5 November 2001 approval of the Certificate of Need to construct a new building and replace Davol Emergency Department.

The applicant stated that the change is regarding changes to location and type of the CT unit acquired. The applicant noted that a 64-slice

CT scanner meant for the ER was in fact placed in the main radiology area and used on a back up basis for the ER. The applicant noted that an existing 16-slice and a new 4-slice CT scanner were instead located in the ER. The applicant noted that they are here today because the Certificate of Need (CON) was not implemented as approved. The applicant handed out a document showing the originally proposed and actual configuration of the CT units at the hospital.

A motion was made, seconded and passed by a vote of six in favor and none opposed (6-0) to recommend that the change order request be approved. Those members voting in favor were: Almeida, Almon, Flynn, Kinder, Lapierre, Ricci.

The next item on the agenda was the application of Private Sector Pension Investment Board, PSPIB Destiny, Inc., Montreal, Quebec, Canada and Retirement Residences Real Estate Investment Trust, Mississauga, Ontario, Canada for a change in effective control of two nursing homes: South County Nursing and Subacute Center, Inc. d/b/a South County Nursing & Rehabilitation Center at 790 Oak Hill Road in North Kingstown and Heatherwood Nursing and Subacute Center, Inc. d/b/a Heatherwood Nursing & Rehabilitation Center at 398 Bellevue Avenue in Newport.

A PowerPoint presentation was handed out. Mr. Zubiago, legal

counsel to the applicant, noted that the Council previously approved an acquisition of these nursing homes by RRR REIT and RRR REIT is now being acquired by Private Section Pension Investment Board. He noted that financing is the same and that it is just a new ultimate corporate parent. He noted that RRR REIT is being acquired in an all cash deal. According to the applicant, as far as they were aware, the track record of its facility in other states was the same since the previous approval, and that all facilities in the North East Division were in substantial compliance.

Staff read the requirement of Section 5.8 of the Rules and Regulations for Licensing of Nursing Facilities (R23-17-NF) which related to the applicant demonstrating sufficient resources to operate the nursing facility at a licensed capacity for thirty (30) days. Mr. Zubiago noted that the applicant will establish an unencumbered line of credit to meet that requirement. Staff noted that the applicant identify how that amount was derived. It was noted that any recommendation of the full Health Services Council would be contingent on the receipt of that information.

A motion was made, seconded and passed by a vote of six in favor and none opposed (6-0) to recommend that the proposal be approved contingent upon the receipt of additional information. Those members voting in favor were: Almeida, Almon, Flynn, Kinder, Lapierre, Ricci.

There being no further business the meeting was adjourned at 3:25 PM.

Respectfully submitted,

Valentina D. Adamova