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MEMORANDUM

TO: Morris Richardson, County Attorney
Jim Lisenfelt, County Manager

FROM: Steven E. Miller, Esq.

DATE: March 30, 2026

RE: Review of TEFRA Resolution of the BOCC -- Brevard County Health
Facilities Authority Hospital Revenue Bonds (Health First Obligated Group)

The Brevard County Health Facilities Authority (the "Authority") is proposing to issue tax-exempt private activity bonds in one or more series (the "Bonds") for the principal purposes of financing various capital improvements to health care facilities (collectively, the "Project") owned and/or operated by Health First Shared Services, Inc., Holmes Regional Medical Center, Inc., Cape Canaveral Hospital, Inc. and Viera Hospital, Inc. (collectively, the "Borrowers") and refunding certain outstanding bonds of the Authority that were previously issued for the benefit of the Health First system, as more particularly described in the materials provided by the Authority and included in the agenda package for the April 7, 2026 meeting of the Board of County Commissioners (the "BOCC"). Proceeds of the Bonds will be loaned to the Borrowers who will be responsible for payment of debt service on the Bonds.

In order to comply with certain federal and state law requirements with respect to the issuance of private activity bonds such as the Bonds, a public hearing is required to be held with respect to the Project and the issuance of the Bonds and the BOCC is required to adopt a resolution providing limited approval of the issuance of the Bonds. The Authority held the required public hearing on March 23, 2026. You have asked Nabors, Giblin & Nickerson, PA, as Bond Counsel to the County, to review the documentation provided to the County by the Authority to ensure that it satisfies the applicable legal requirements and to confirm that the County has no obligation, financial or otherwise, with respect to the Project or the Bonds.

We have reviewed the resolution proposed to be adopted by the BOCC and other relevant documentation and provided various comments to counsel for the Authority. Our comments have been addressed and, from the County's standpoint, the documentation provided is legally sufficient. The resolution proposed to be adopted by the BOCC satisfies the pertinent federal and state law requirements and provides that neither the County nor any of the elected officials

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or staff of the County will have any obligation or liability, financial or otherwise, with respect to the Project or the Bonds.

cc: Kathy Wall