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December 19, 2011

Keith A. Smith, Esq.  
General Counsel  
The Charlotte-Mecklenburg Hospital Authority  
Post Office Box 32861  
Charlotte, North Carolina 28232-2861

**Re: *Restated Consolidated Shared Programs Joint Undertaking Agreement Between Mecklenburg County and the Charlotte-Mecklenburg Hospital Authority ("Joint Undertaking Agreement")***

Dear Keith:


Section II. B.1. of the Joint Undertaking Agreement provides in part that "By January 1, the Health Director will notify the CHS Contract Administrator of any services that need to be adjusted or eliminated for the following fiscal year." During a recent Transition Team meeting there was a discussion about possibly changing that date to February 1 with respect to notification about any services that might need to be adjusted or eliminated for the 2012-2013 fiscal year.

This change would be acceptable to the County, and it is my understanding from Carol Wilson that this is acceptable to the Hospital Authority. I don't see any need for our governing bodies to formally amend the Joint Undertaking Agreement as this would appear to be more in the nature of an administrative waiver by the Hospital Authority of the requirement that this notification occur by January 1, 2012 so long as it occurs by February 1, 2012 than an amendment of the Agreement.

If this change is acceptable to your client, please indicate by signing below and sending me back a copy of this letter.

Very truly yours,

RUFF, BOND, COBB, WADE & BETHUNE, LLP

  
Marvin A. Bethune  
Mecklenburg County Attorney

MAB:cs

cc: Harry Jones, County Manager  
Michelle Lancaster, General Manager

RBCWB:174461:12/19/2011

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Change from January 1, 2012 to February 1, 2012  
acceptable to the Charlotte-Mecklenburg Hospital Authority

  
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Keith A. Smith, General Counsel

22 December 2011  
Date signed