

NOTICE OF MEETING OF THE SAN LUIS FACILITY DEVELOPMENT CORPORATION

In accordance with section 38-431.01 of the Arizona Revised Statutes of the State of Arizona, notice is hereby given to the Members of San Luis Facility Development Corporation and to the general public that the Board Members of the San Luis Facility Development Corporation will hold a **Special Meeting at 5:30 p.m. Tuesday, July 18, 2017**. The meeting will take place at City Hall in **Council Chambers**, located at 1090 E. Union Street, San Luis, Arizona, 85349. Everyone from the public is invited to attend the open meeting.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973, the City of San Luis does not discriminate on the basis of disability in the admission of or access to, or treatment of employment in its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities or services contact: ADA/Section 504 Coordinator, City of San Luis Human Resources Department, 1090 E. Union Street, San Luis, Arizona, 85349; (928) 341-8520.

Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the City Council are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the City Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the City will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

THIS NOTICE IS APPROVED BY:

/s/ Kay M. Macuil, Attorney for the San Luis Facility Development Corporation

AVISO DE JUNTA DE LA CORPORACIÓN

De acuerdo con los Estatutos del Estado de Arizona "A.R.S § 38-431.01", se le informa a los miembros de la Corporación San Luis Facility Development Corporation y al público en general que los miembros de la Corporación San Luis Facility Development Corporation, tendrán una **Junta Especial a las 5:30 p.m. martes, el día 18 de Julio de 2017**. La junta se llevará a cabo en el **Salón Del Cabildo** ubicada en el 1090 E. Union Street, San Luis, Arizona 85349. El público está cordialmente invitado a la junta.

De acuerdo con el Acta de Americanos con Discapacidades y la Sección 504 del Acta de Rehabilitación del 1973, la Ciudad de San Luis, Arizona no discrimina por causa de discapacidad la admisión y acceso a sus programas, actividades, servicios o en el trato en cuanto a empleo. Para más información referente a derechos y provisiones del Acta de Americanos con Discapacidades o Sección 504, o para solicitar adaptaciones que sean razonables para la participación en programas, actividades o servicios de la Ciudad, contactar al: Coordinador del Acta de Americanos con Discapacidades/Sección 504, Departamento de Recursos Humanos de la Ciudad de San Luis, Arizona, ubicada en el 1090 E. Union Street, San Luis, Arizona, 85349; (928) 341-8520.

Por medio de este aviso y de acuerdo con los Estatutos del Estado de Arizona "A.R.S § 1-602.A.9", sujeto a ciertas excepciones reglamentarias, los padres de familia tienen el derecho de dar el consentimiento ante el Estado o cualquiera de sus subdivisiones políticas para hacer una grabación de audio o video de su hijo menor de edad. Las juntas del Cabildo se graban en audio y/o video y como resultado, el hecho de que haya menores presentes puede ser sujeto a que sean grabados. Para que los padres de familia puedan ejercer sus derechos pueden dar el consentimiento por escrito con la Secretaria de la Ciudad a tal grabación, o tomar acción personal para asegurarse que su hijo menor no esté presente cuando la grabación se lleve a cabo. Si un menor de edad está presente en el momento de la grabación, la Ciudad asumirá que los padres de familia están cediendo los derechos sobre una posible grabación de acuerdo con los Estatutos del Estado de Arizona "A.R.S. §1-602.A.9."

ESTE AVISO ES APROBADO POR:

/f/ Kay M. Macuil, Abogada de la San Luis Facility Development Corporation

AGENDA
SAN LUIS FACILITY DEVELOPMENT CORPORATION
San Luis Council Chambers
1090 E. Union Street
San Luis, Arizona 85349
JULY 18, 2017
5:30 p.m.

PLEASE TAKE NOTICE THAT BOARD MEMBERS MAY ATTEND THE MEETING BY TELEPHONIC COMMUNICATION

PLEASE TAKE NOTICE: *The Chair or Acting Chair may change the order of the items.*

PLEASE TAKE NOTICE: *If authorized by law and by a majority vote of a present quorum of the Board of Directors, an executive session will be held immediately following the vote in accordance with A.R.S. §38-431.03(A) and the meeting will be temporarily recessed while the Board retires to executive session which will not be open to the public.*

1. CALL TO ORDER/ROLL CALL

2. CONSENT AGENDA

All matters are considered to be routine by the Commission and will be enacted by one motion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

MINUTES OF

-Special San Luis Facility Development Corporation Meeting held July 12, 2017

3. ACTION ITEMS:

3. A. EXECUTIVE SESSION

Vote to hold an Executive Session pursuant to A.R.S. §38-431.03(A) (3) and (4)

Discussion and possible action to hold an executive session pursuant to A.R.S. §38-431.03(A) (3) and (4) on any and all matters regarding settlement of possible claims due to Emerald Correctional Management L.L.C. exiting from detention operations in April of 2017 for discussion or consultation for legal advice with the Corporation's Attorney or attorneys in order to consider the Corporation's position and instruct its attorneys or in settlement discussions conducted in order to avoid litigation.

(Bill Sims, Outside Legal Counsel and Kay Marion Macuil, Attorney for SLFDC)

4. MOTION TO GO BACK TO REGULAR SESSION

4. A. Discussion and possible action on any and all matters regarding a settlement agreement with Emerald Correctional Management L.L.C. and U.S. Bank National Association. **(Kay Marion Macuil, Attorney for SLFDC)**

4. B. Discussion and possible action on any and all matters regarding a settlement between San Luis Facility Development Corporation and Emerald Correctional Management L.L.C. **(Kay Marion Macuil, Attorney for SLFDC)**

5. ADJOURNMENT

Suggested adjournment by President: "Since we have come to the end of the items on the agenda and there is no further business, the meeting is adjourned."

Facilities Development Corporation

2.

Meeting Date: 07/18/2017

Submitted By: Kay Macuil, City Attorney, Attorney's Office

ITEM:

CONSENT AGENDA

All matters are considered to be routine by the Commission and will be enacted by one motion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

MINUTES OF

-Special San Luis Facility Development Corporation Meeting held July 12, 2017

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE THE CONSENT AGENDA.

Facilities Development Corporation

3.A.

Meeting Date: 07/18/2017

Submitted By: Kay Macuil, City Attorney, Attorney's Office

ITEM:

EXECUTIVE SESSION

Vote to hold an Executive Session pursuant to A.R.S. §38-431.03(A) (3) and (4)

Discussion and possible action to hold an executive session pursuant to A.R.S. §38-431.03(A) (3) and (4) on any and all matters regarding settlement of possible claims due to Emerald Correctional Management L.L.C. exiting from detention operations in April of 2017 for discussion or consultation for legal advice with the Corporation's Attorney or attorneys in order to consider the Corporation's position and instruct its attorneys or in settlement discussions conducted in order to avoid litigation. **(Bill Sims, Outside Legal Counsel and Kay Marion Macuil, Attorney for SLFDC)**

SUMMARY:

The Board can be properly advised by holding an executive session for the purposes described in the agenda item.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO HOLD AN EXECUTIVE SESSION AS DESCRIBED IN THIS AGENDA ITEM.

Facilities Development Corporation

4.A.

Meeting Date: 07/18/2017

Department Head: Kay Macuil, City Attorney, Attorney's Office

Submitted By: Kay Macuil, City Attorney, Attorney's Office

ITEM:

Discussion and possible action on any and all matters regarding a settlement agreement with Emerald Correctional Management L.L.C. and U.S. Bank National Association. **(Kay Marion Macuil, Attorney for SLFDC)**

SUMMARY:

A settlement among U.S. Bank National Association (Trustee for the Bond Holders), Emerald Correctional Management L.L.C. (Emerald) and San Luis Facility Development Corporation releasing claims on revenue which was generated by Emerald is the subject of this agenda item.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE THE SETTLEMENT AGREEMENT WITH U.S. BANK AND EMERALD CORRECTIONAL MANAGEMENT L.L.C. AS PRESENTED.

Facilities Development Corporation

4.B.

Meeting Date: 07/18/2017

Submitted By: Kay Macuil, City Attorney, Attorney's Office

ITEM:

Discussion and possible action on any and all matters regarding a settlement between San Luis Facility Development Corporation and Emerald Correctional Management L.L.C. **(Kay Marion Macuil, Attorney for SLFDC)**

SUMMARY:

Apart from the settlement in the previous Agenda Item, Emerald Correctional Management L.L.C. (Emerald) has made an offer to settle any potential claims San Luis Facility Development Corporation may have due to Emerald ceasing operations the first week of April without notice.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE THE SETTLEMENT WITH EMERALD AS PRESENTED.
