

ARIZONA THEME PARK DISTRICT NO. 1

REGULAR MEETING

June 5, 2020

3:00P.M

WILLIAMS CITY HALL

113 S. 1ST STREET

WILLIAMS, AZ 86046

MAGENDA

PURSUANT TO A.R.S §38-431.02, NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 AND THE GENERAL PUBLIC THAT THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 WILL HOLD A MEETING OPEN TO THE PUBLIC **FRIDAY, JUNE 5, 2020, AT 3:00 P.M.** IN THE WILLIAMS CITY HALL, 113 S. 1ST STREET, WILLIAMS, ARIZONA. THE ARIZONA THEME PARK DISTRICT BOARD NO.1 MAY, BY MOTION, RECESS INTO EXECUTIVE SESSION IN ACCORDANCE WITH A.R.S § 38-431.03 (A) TO DISCUSS AND CONSIDER ANY ITEM CONTAINED IN THIS AGENDA. ONE OR MORE MEMBERS OF THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 MAY ATTEND EITHER IN PERSON OR BY TELEPHONE, VIDEO, OR INTERNET CONFERENCING. THE ARIZONA THEME PARK DISTRICT BOARD NO.1 WILL DISCUSS AND MAY TAKE ACTION ON THE FOLLOWING MATTERS:

I. PROCEDURES

A. Call to Order

B. Approve Agenda

C. Roll Call

_____Ken Edes (Board Member)

_____David Phelps (Board Member)

_____Michael Nowakowski (Board Member)

_____Debra Stark (Board Member)

_____Dawn Trapp (Board Member)

_____Andy Tobin (Executive Director)

D. Election of new Board Officers- President, Secretary, Treasurer

E. Approval of Minutes: April 3, 2020.

II. PUBLIC PARTICIPATION

The Arizona Theme Park District Board No. 1 cannot act upon items presented during the public participation portion of the agenda. Individual Board Members

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may ask questions of the public or may respond to any criticisms, but the Members are prohibited by the open meeting law from discussing or considering the items among themselves until the time that the matter is officially placed on an Agenda. The open meeting law does, however, allow the Arizona Theme Park District Board No.1 to ask staff to review a matter or ask that it be placed on a future District Agenda.

Each person is allotted five-minutes. If a person has a written presentation that requires more than five minutes to present verbally, he or she should indicate the estimated time required on the sign-up sheet. The presiding officer may grant additional time if the Agenda for the meeting is not too full. A registered spokesperson for a recognized community organization shall be afforded ten minutes provided other members of the same organization agree beforehand to withhold their individual comments on the same subject.

AGENDA

III. AGENDA ITEMS

- A. Executive Director's Update. The Executive Director will provide an update to the Board on matters related to the Theme Park District.
- B. The Board will discuss and may provide instructions to the Executive Director regarding pending proposal under consideration for the issuance of bonds by the District in Phoenix, Arizona for a proposed project to construct a Meow Wolf venue in Phoenix , Arizona, regarding which the Executive Director was previously authorized to pursue. The Board may discuss non-binding proposals in connection with such project and the Executive Directors efforts to employ ON A CONTINGENT FEE BASIS, one or more consultants, financing professionals, legal counsel, etcetera, to assist in negotiating or preparing draft agreements for consideration by the Board and the prospective borrower. The Board's discussion and any actions regarding this Agenda item are only intended to authorize the Executive Director to further negotiate and develop transaction documents that must be approved by the Board before they bind the Theme Park District. Additionally, all employment arrangements entered into by the executive Director must provide that the Theme Park District is not obligated to pay any compensation unless a bond transaction is approved by the Board and such transaction actually closes and funds. All fees must be paid out of the funded bond proceeds. (This is an **Action Item.**)

THE BOARD MAY CONVENE AN EXECUTIVE SESSION TO DISCUSS THIS MATTER

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Pursuant to A.R.S. §38-431.03(A) (3) or (4). At this Executive Session the Board may consider or discuss only those items permitted pursuant to A.R.S. §38-431.03. Any final decision or final vote will be made in a public session as required by §38-431.03(D).

RE-CONVENE REGULAR SESSION

- C. The Board will discuss, may provide additional instructions to the Executive Director, or take action regarding the pending efforts to extend the Arizona Theme Park District's authorization to issue bonds and transact business pursuant to Arizona State Statute beyond December 31, 2020. It is noted that the Board previously authorized the Executive Director to seek the extension of the Arizona Theme Park District's statutory authority. This item is on the agenda so that the Executive Director can report on his progress and the Board can provide any additional direction or clarification it may believe is appropriate. (This is an **Action Item**.)

THE BOARD MAY CONVENE TO EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A) (3) or (4), the Board may recess to executive session for discussion or consultation for legal advice with the attorney of the public body related to this Agenda item.

RE-CONVENE REGULAR SESSION

- D. The Board will discuss and may take action regarding the election of officers for the Arizona Theme Park District (This is an **Action Item**.)

THE BOARD MAY CONVENE TO EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A) (3) or (4), the Board may recess to executive session for discussion or consultation for legal advice with the attorney of the public body related to this Agenda item.

RE-CONVENE REGULAR SESSION

IV. ADJOURN