

City of Glendale

5850 West Glendale Avenue
Glendale, AZ 85301



Meeting Minutes - Final

Friday, May 29, 2015

9:00 AM

Special Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Ian Hugh

Councilmember Jamie Aldama

Councilmember Samuel Chavira

Councilmember Gary Sherwood

Councilmember Lauren Tolmachoff

Councilmember Bart Turner

CALL TO ORDER

Present: 7 - Mayor Jerry Weiers, Vice Mayor Ian Hugh, Councilmember Jamie Aldama, Councilmember Samuel Chavira, Councilmember Gary Sherwood, Councilmember Lauren Tolmachoff, and Councilmember Bart Turner

[Councilmember Chavira participated telephonically.]

Also present were Richard Bowers, Acting City Manager; Jennifer Campbell, Assistant City Manager; Tom Duensing, Interim Assistant City Manager; Michael Bailey, City Attorney; Pamela Hanna, City Clerk; and Darcie McCracken, Deputy City Clerk.

PLEDGE OF ALLEGIANCE**CITIZEN COMMENTS**

Laura Hirsch, a Cactus resident, said she resigned her position on a city board and commission because she wanted to work on the recall of Councilmember Sherwood, and she spoke about the specific reasons she wanted the recall. She said the main reason she wanted Councilmember Sherwood recalled was because he could not follow the rule of law or the city charter. She said Councilmember Sherwood does not feel he should follow open meeting law. She said residents used the words arrogant and condescending about Councilmember Sherwood. She thanked Anna Lee for chairing the recall committee.

Connie Kiser, a Sahuaro resident, said there have been articles about the casino being the reason for the recall and she wants the recall because of the billboard issue. She said there has been a lack of communication to the Sahuaro residents about the library and the billboard issue. She said they are not being represented and the neighborhood is up in arms. She said they need someone who will represent the district.

Gary Hirsch, a Cactus resident, said he had been an ardent supporter of Councilmember Sherwood and said he is disappointed in Councilmember Sherwood's performance. Mr. Hirsch said he grew up in a political family and knows representatives are just like regular people. He said usually they are grounded and keep a sense of self. He said Councilmember Sherwood is a dismal failure as a Councilmember. He said he has acted in contradiction to the will of the people. He said Councilmember Sherwood presents his own ideas forward with impunity and in opposition to his constituents. He said Councilmember Sherwood's performance in office have caused the recall and the condescending behavior towards those he represents has caused the recall. He spoke about several issues that Councilmember Sherwood has changed his mind about since being elected. He asked Councilmember Sherwood to resign his office and allow the other Councilmembers to bring in someone to who is respectful of the office.

Anna Lee, a Sahuaro resident, said the recall effort has been difficult and the citizens feel Councilmember Sherwood has not represented them in the way they would have liked. She wished Councilmember Sherwood would just resign and the constituents have made it known how they feel by the number of signatures they have collected on the recall petitions.

NEW BUSINESS

1. [15-409](#) DETERMINE THE MANNER OF THE RECALL ELECTION
Staff Contact: Pamela Hanna, City Clerk

Ms. Hanna said after notifying Maricopa County that Glendale of the anticipated special recall election on November 3, 2015, they advised the Peoria School District wanted to have an all-mail ballot for the same election. The county advised they would not support an all-mail ballot for the school district unless the city election was also all-mail. Estimated costs of the city's share for a polling place election would be \$29,098. For an all-mail ballot, the city's share would be \$23,265. Ms. Hanna said despite the savings, she is concerned the special recall election would be the city's first all-mail ballot election and would add additional voter confusion because of that the new process. She said the last recall the city had was in 1993. The ballot for the recall would be different and it could add to voter confusion without it being an all-mail ballot. Ms. Hanna said she did not recommend an all-mail ballot special election, and the City Manager is in agreement not to recommend an all-mail ballot election. She explained on Item 2, Council will need to add into the resolution, language that speaks to the manner of election, either an all-mail ballot or a polling place election.

A motion was made by Vice Mayor Hugh, seconded by Councilmember Tolmachoff, that the Special Election be conducted as a polling place election. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

2. [15-399](#) ADOPT A RESOLUTION TO CALL A SPECIAL RECALL ELECTION
FOR NOVEMBER 3, 2015
Staff Contact: Pamela Hanna, City Clerk

Ms. Hanna said this item is to adoption Resolution 4959, which includes election dates and deadlines for the November 3rd special recall election. She said an adequate number of valid signatures were received to place this item on a recall ballot. The manner of election has now been determined to be polling place and that needs to be added to the resolution. Council has. She also said the title for section 4 of the resolution had been corrected and a City Councilmember had received a corrected copy of the resolution.

Ms. Hanna read Resolution 4959 New Series in its entirety, with the change to Section 4, that being:

RESOLUTION NO. 4959 NEW SERIES

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, DESIGNATING THE ELECTION DATE AND PURPOSE OF ELECTION (SPECIAL ELECTION: NOVEMBER 3, 2015); DESIGNATING THE DEADLINE FOR VOTER REGISTRATION; DESIGNATING THE MANNER OF ELECTION; DESIGNATING THE PLACE AND THE LAST DATE FOR CANDIDATES TO FILE NOMINATING PAPERS; AND ORDERING THAT THE CITY CLERK PUBLISH THIS CALL OF ELECTION.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GLENDALE AS FOLLOWS:

SECTION 1. DESIGNATION OF ELECTION DATES; PURPOSE.

That Tuesday, November 3, 2015 has been set as the time for holding the Special Recall Election in the City of Glendale for the purpose of filling the SAHUARO DISTRICT Council seat. Any candidate receiving the largest number of votes shall be declared elected for the remainder of the term, which ends December 2016, and shall begin serving the remainder of the term upon his qualification for the office and upon completion of the canvass.

SECTION 2. DESIGNATION OF DEADLINE FOR VOTER REGISTRATION.

That Maricopa County registration and voting lists will be used for the municipal election. In order to be qualified to vote in the Recall Election, one must be registered by October 5, 2015.

SECTION 3. DESIGNATION OF DEADLINE TO MAIL MILITARY AND OVERSEAS BALLOTS.

That the deadline for Maricopa County to mail military and overseas ballots (UOCAVA) is September 19, 2015.

SECTION 4. DESIGNATION OF DATE AND PLACE TO FILE CANDIDATE NOMINATION FORM.

That candidates seeking municipal office may obtain nomination papers and other materials at the City Clerk's Office, 4th floor of the Municipal Office Complex (City Hall), 5850 West Glendale Avenue, Glendale, Arizona. The first day to file nomination petitions is August 5, 2015; the last day to file nomination petitions is September 4, 2015. Candidates must file nomination papers and other nomination forms by 5:00 p.m. on September 4, 2015, at the City Clerk's Office, 5850 West Glendale Avenue, 4th floor, in order for their names to appear on the Recall Election ballot.

SECTION 5. PUBLICATION OF CALL OF ELECTION.

The City Clerk shall publish this resolution at least twice in the Glendale Star not less than one week apart during the six calendar weeks preceding ninety days before the election.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this _____ day of _____, 2015.

A motion was made by Vice Mayor Hugh, seconded by Councilmember Turner, to amend the resolution as to the title of Section number 4 and add a section about the manner of election. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Turner said he is interested in the concept of all mail ballots and suggested they look into this for the future. He said he didn't think it was appropriate in this case, but he would have liked to save the money. He said it was important that the recall election be held in as close a manner as the original election as possible for the voters.

ADJOURNMENT

The meeting was adjourned at 9:23 a.m.