



City of Glendale

5850 West Glendale
Avenue
Glendale, AZ 85301

Special Meeting Agenda City Council

Mayor Jerry Weiers
Vice Mayor Ian Hugh
Councilmember Jamie Aldama
Councilmember Samuel Chavira
Councilmember Gary Sherwood
Councilmember Lauren Tolmachoff
Councilmember Bart Turner

Friday, May 29, 2015

9:00 AM

Council Chambers

Special Voting Meeting

One or more members of the City Council may be unable to attend the Council Meeting in person and may participate telephonically, pursuant to A.R.S. § 38-431(4).

CALL TO ORDER

POSTING OF COLORS

PLEDGE OF ALLEGIANCE

PRAYER/INVOCATION

Any prayer/invocation that may be offered before the start of regular Council business shall be the voluntary offering of a private citizen, for the benefit of the Council and the citizens present. The views or beliefs expressed by the prayer/invocation speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the religious beliefs or views of this, or any other speaker. A list of volunteers is maintained by the Mayor's Office and interested persons should contact the Mayor's Office for further information.

CITIZEN COMMENTS

If you wish to speak on a matter concerning Glendale city government that is not on the printed agenda, please fill out a Citizen Comments Card located in the back of the Council Chambers and give it to the City Clerk before the meeting starts. The City Council can only act on matters that are on the printed agenda, but may refer the matter to the City Manager for follow up. When your name is called by the Mayor, please proceed to the podium. State your name and the city in which you reside for the record. If you reside in the City of Glendale, please state the Council District you live in (if known) and begin speaking. Please limit your comments to a period of three minutes or less.

NEW BUSINESS

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

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

Attachments: [Resolution 4959](#)

COUNCIL COMMENTS AND SUGGESTIONS

ADJOURNMENT

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. § 38-431.03(A)(1));
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. § 38-431.03(A)(2));
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. § 38-431.03(A)(3));
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. § 38-431.03(A)(4));
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. § 38-431.03(A)(5)); or
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. § 38-431.03(A)(7)).



Legislation Description

File #: 15-409, **Version:** 1

DETERMINE THE MANNER OF THE RECALL ELECTION

Staff Contact: Pamela Hanna, City Clerk

Purpose and Recommended Action

This is a request for City Council to discuss and determine the manner of the recall election on November 3, 2015.

Background

Maricopa County has advised the city that the Peoria Unified School District (PUSD), whose boundaries include all but one of the precincts in Sahuaro District, wished to have an all-mail ballot (AMB) for the November 3, 2015 election. The County asked if the city of Glendale would be willing to have an AMB for the special election on the same date. Also, Maricopa County advised that if the city did not want to have an AMB that the county would not support it for the PUSD. The time is short for this direction as the PUSD has statutory requirements that must be met by June 6.

Analysis

The City of Glendale has never had an AMB election although it was discussed by City Council approximately 10 years ago; however, estimates showed that it was more expensive at that time. While the cost of an AMB for a consolidated election is now lower, the City Clerk has several concerns about having the city's first AMB for a Special Recall Election.

- The new process could add challenges for voters unfamiliar with AMB voting and there is little time to educate them. This election will also be the city's first recall election in over 20 years.
- The ballot itself with statements from the recall committee and the incumbent will be very different for the voter and lead to questions.
- Changes to the election process often lead to voter confusion even with a public information campaign.

The costs of an election are as follows:

A polling place election has the following costs:

Our initial estimates were for the following (not AMB):

$\$1.37 \times 21,949$ (number of active voters in Sahuaro) = \$30,070.13

$\$2.12 \times 13,267$ (number of voters on the Permanent Early Voter list) = \$28,126.04

For a total of \$58,196.17

Since PUSD will have something on the ballot we can expect that to be roughly halved or \$29,098.09.

An AMB has the following cost:

\$2.12 x 21.949 (number of active voters in Sahuaro) = \$46,531.88 and since it is shared with PUSD it would be approximately half of that or \$23,265.94.

Staff is not recommending a change to an AMB for this election.



Legislation Description

File #: 15-399, Version: 1

ADOPT A RESOLUTION TO CALL A SPECIAL RECALL ELECTION FOR NOVEMBER 3, 2015

Staff Contact: Pamela Hanna, City Clerk

Purpose and Recommended Action

This is a request for City Council to waive reading beyond the title and adopt a resolution calling for a Special Recall Election for November 3, 2015.

Background

On April 24, 2015, the Recall Councilman Gary Sherwood Committee submitted 267 petition sheets bearing an estimated 4,005 signatures to initiate a recall election. During the City Clerk's review, 370 lines were found to have no signatures, 21 sheets bearing 227 signatures were disallowed, and an additional 84 signatures were disallowed. The remaining 3,324 signatures were sent to the Maricopa County Recorder for verification. Maricopa County Recorder disallowed 325 signatures. The remaining 2,999 signatures were determined to be valid. This number exceeds the required 2,752 required signatures. Therefore, the recall petition qualifies to be placed on the ballot.

Having determined that there were sufficient signatures to call the election, the petition was officially filed on May 12, 2015. Arizona Revised Statute (A.R.S.) § 19-209A requires that an order calling a special election be issued within fifteen (15) days and that the special recall election shall be ordered on the next consolidated election date that is ninety days or more after the order calling the election. The next qualifying election date is November 3, 2015.

Public Involvement

Candidates seeking to be placed on the recall election ballot for the Sahuaro District must file a nomination petition that is signed by the number of qualified electors that is equal to at least two per cent of the total votes cast for all candidates for that office at the last election for that office (See A.R. S. § 19-212A). The City Clerk Department will be accepting petitions for candidacy for the Sahuaro District between August 5, 2015 and September 4, 2015. Nomination packets may be obtained from the City Clerk Department, located at Glendale City Hall, 5850 W. Glendale Avenue, 4th floor, Glendale, Arizona 85301 between the hours of 8 a.m. and 5 p.m. between June 1 and September 4, 2015.

RESOLUTION NO. 4959 NEW SERIES

A RESOLUTION OF THE 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 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 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 Councilmember 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 qualifications 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 DEADLINE FOR VOTER REGISTRATION.

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.

That 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.

M A Y O R

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

Acting City Manager