



**City of Scottsdale
JUDICIAL APPOINTMENTS ADVISORY BOARD
Regular Meeting
Notice **Marked**
Agenda**

5:30 p.m., Tuesday, February 6, 2024
North Corporation Yard – Wrangler Conference Room
9191 E San Salvador Drive

Call to Order – 5:35 p.m.

Roll Call

Judge Joseph Kiefer, Judge Suzanne Marwil, Susan Galpin-Tyree, Tricia Schafer, John Gilbert, Kristina Jensen, Janice Shimokubo

Chair Susan Galpin-Tyree and Board Members: Judge Joseph Keifer, Judge Suzanne Marwil, Tricia Schafer, John Gilbert, Kristina Jensen, Janice Shimokubo.

Public Comment

Spoken comment is being accepted on agendized items. Request to speak forms must be submitted no later than 90 minutes before the start of the meeting. To sign up to speak on these items, please [click here](#).

Written comment is being accepted on agendized items and should be submitted electronically at least 90 minutes before the meeting. These comments will be emailed to the Judicial Appointments Advisory Board Members. To submit a written public comment electronically, please [click here](#).

Possible Executive Session

Notice is hereby given that at any time during this meeting, the Judicial Appointments Advisory Board may make a motion to recess into Executive Session for Item Nos. 7 and 8 with all reasonably necessary City Staff, to consult with the attorneys and representatives of the public body for legal advice and/or to discuss confidential records/information pursuant to A.R.S. §38-431.03(A) (1) (2) and (A) (3).

1. INTRODUCTION OF NEW BOARD MEMBERS

Introduction of new Board Members Kristina Jensen and Janice Shimokubo.

Action: For Information Only

2. ELECTION OF CHAIRPERSON AND VICE-CHAIRPERSON

A Chair and Vice-Chair must be voted upon in the first meeting of each new calendar year to serve a one-year term.

Action: Nominations; formal motion and vote.

Approved 7 – 0: Motion by Judge Kiefer, 2nd by Judge Marwil to elect Member Gilbert as the new Chair, Chair Galpin-Tyree and Members: Schafer, Gilbert, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

Approved 7 – 0: Motion by Member Galpin-Tyree, 2nd by Chair Gilbert to elect Judge Kiefer as the new Vice Chair and Members: Judge Kiefer, Judge Marwil, Schafer, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

Approved 7 – 0: Motion by Judge Marwil, 2nd by Vice Chair Kiefer for outgoing Chair Galpin-Tyree to facilitate this evening's meeting, Chair Gilbert and Members: Galpin-Tyree, Schafer, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

3. APPROVAL OF JANUARY 29, 2022, JUDICIAL APPOINTMENTS ADVISORY BOARD MEETING MINUTES

Action: Formal motion and vote.

Approved 7 – 0: Motion by Member Schafer, 2nd by Chair Gilbert, Vice Chair Kiefer and Members: Galpin-Tyree, Judge Marwil, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

4. APPROVAL OF EXECUTIVE MEETING MINUTES OF JANUARY 29, 2022

Action: Formal motion and vote.

Approved 7 – 0: Motion by Chair Gilbert, 2nd by Judge Marwil, Vice Chair Kiefer and Members: Galpin-Tyree, Schafer, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

5. APPROVAL OF 2022 JAAB ANNUAL REPORT

Action: Review, formal motion and vote



Approved 7 – 0: Motion by Member Schafer, 2nd by Judge Marwil, Chair Gilbert, Vice Chair Kiefer, and Members: Galpin-Tyree, Jensen and Shimokubo voted in the affirmative. There were no dissenting votes.

6. PUBLIC COMMENT

The purpose of this item is to give the public an opportunity to give comments or input regarding the Presiding Judge reappointment

Action: Hearing of public comment or input and possible dialogue between Board members and those giving comment or input related to the Presiding Judge reappointment.

CLOSE PUBLIC COMMENT

7. DISCUSSION OF JUDICIAL SURVEY RESULTS ON PRESIDING CITY JUDGE MARIANNE BAYARDI

Action: For information and discussion only.

8. DISCUSSION OF CONFIDENTIAL RECORDS AND CONFIDENTIAL INFORMATION RELATED TO JUDGE BAYARDI'S PERFORMANCE OR REAPPOINTMENT

The Board may generally discuss and consider confidential records related to Judge Bayardi and may generally discuss and consider confidential information gathered during possible Board Member interviews of those who may have personal experience related to Judge Bayardi's performance during the public meeting **in a manner which does not violate confidentiality requirements.**

Action: Discussion, consideration and possible action including a possible vote to move into an Executive Session for the purpose of discussing confidential records/information or receiving legal advice on this item.

No action taken.

9. DISCUSS QUESTIONS FOR INTERVIEW OF JUDGE BAYARDI

The Board will discuss possible interview questions in preparation for the formal interview with Judge Bayardi.

Action: For discussion and possible action that may include a vote on the interview questions the Board will ask Judge Bayardi.

No action taken.

10. INTERVIEW OF JUDGE BAYARDI

The Board may hear opening comments from Judge Bayardi and will conduct an interview with Judge Bayardi for consideration of reappointment to the position of Presiding City Judge.

Action: Possible comments from Judge Bayardi and interview of Judge Bayardi's and dialogue between Board members and Judge Bayardi related to her reappointment as an Presiding City Judge.



Persons with a disability may request a reasonable accommodation by contacting Autumn Asmus at (480) 312-2777. Requests should be made 24 hours in advance or as early as possible to allow time to arrange the accommodation. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact Autumn Asmus at (480) 312-2777.

11. DISCUSSION OF AND REAPPOINTMENT RECOMMENDATION REGARDING JUDGE BAYARDI

The Board will have an opportunity to review and discuss all relevant public information and previously received public input pertaining to the reappointment application of Judge Bayardi. If the Board is ready to proceed with a recommendation as to whether it does or does not recommend reappointment of Judge Bayardi, this will be done through a formal motion, second and vote of the Board.

The Board will also discuss and take possible action to determine the process for communicating the Board's recommendation to the City Council, including making a presentation to the City Council and/or being available to answer questions, regarding its recommendation on Judge Bayardi's reappointment.

Action: Formal motion and vote on recommendation to the City Council regarding reappointment; Discussion, possible motion and vote or direction to staff regarding communicating the Board's recommendation to the City Council.

Approved 7 – 0: Motion by Chair Gilbert, 2nd by Member Galpin-Tyree, Vice Chair Kiefer and Members: Judge Marwil, Schafer, Jensen and Shimokubo voted in the affirmative. No dissenting votes.

12. FUTURE AGENDA ITEMS

Action: No discussion, but possible direction to staff relating to placing items on future agenda(s).

ADJOURNMENT - 6:28 p.m.

*Note: The Board cannot discuss or vote on items not on the posted agenda, including items brought up as Board, staff or public comments, if any. If action by the Board is needed, the item should be placed on a future agenda in compliance with the Arizona Open Meetings Law.

