



CITY MAGISTRATE MERIT SELECTION COMMISSION (CMMSC)

Legal Action Report

Thursday, May 12, 2016
Mayor and Council Conference Room, 1st Floor
255 W. Alameda St., Tucson, AZ

1. Call to Order and Roll Call

Meeting was called to order by Chair Elsner at 5:35 p.m. Those present and absent were:

Members Present:

Michael Elsner, Chair
Micah Schmit, Vice Chair
James Fullin
Edward Laber
Grady Scott

Members Absent:

Gary Spector
Frank Szalay

Others Present:

Antonio F. Riojas Presiding City Magistrate
Delma Sanchez Recording Secretary, City Clerk's Office

A quorum was established.

2. Approval of Minutes for March 15, 2016

It was moved by Commissioner Laber, duly seconded, and carried by a voice vote of 5-0 (Commissioners' Spector and Szalay), to approve the Minutes for March 15, 2016.

3. Public input on the appointment of City Magistrate Michael P. Pollard to another four year term.

There was no public input.

It was moved by Commissioner Laber, duly seconded, and carried by a voice vote of 5-0 (Commissioners' Spector and Szalay absent), to move to Executive Session.

- *4. Other matters relating to the appointment of City Magistrate Michael P. Pollard.**
- a) **Interview with Presiding Magistrate of Tucson City Court regarding the appointment of Michael P. Pollard.**
- This item was discussed in Executive Session.
- b) **Review/discuss documents and information applicable to the recommendation of the appointment of Michael P. Pollard as City Magistrate.**
- This item was discussed in Executive Session.
- c) **Interview with Michael P. Pollard to make a recommendation regarding his appointment.**
- This item was discussed in Executive Session.

RECESS: 5:37 p.m.

RECONVENE: 6:16 p.m.

Executive Session was held from 5:37 p.m. to 6:16 p.m.

It was moved by Commissioner Laber, duly seconded, and carried by a voice vote of 5-0 (Commissioners' Spector and Szalay absent), to return to Regular Session. All members were present as they were at the beginning of the meeting.

5. Recommendation of the City Magistrate Merit Selection Commission to the Mayor and Council regarding the appointment of Michael P. Pollard.

It was moved by Commissioner Laber, duly seconded, and passed by a roll call vote of 5-0 (Commissioners' Spector and Szalay absent), to recommend the appointment of Michael P. Pollard to the Mayor and Council to another four-year term as City Magistrate.

6. Future Agenda Items:

a. Appointment of City Magistrate Nikki A. Chayet

A tentative meeting date will be scheduled in July for City Magistrate Chayet's recommendation for appointment.

7. Adjournment

Meeting was adjourned at 6:21 p.m.

*The City Magistrate-Merit Selection Commission may conduct an executive session pursuant to A.R.S. Section 38-431.03(A)(1) for the purpose of discussion or consideration of appointment to the position of City Magistrate (A)(2) for the purpose of discussion of records exempt by law from public inspection and (A)(3) discussion or consultation for legal advice with attorney staff.