

# JUDICIAL ADVISORY BOARD MINUTES

March 13, 2024

The Judicial Advisory Board of the City of Mesa met in the lower-level meeting room of the Council Chambers, 57 East 1st Street, on March 13, 2024, at 4:31 p.m.

## BOARD PRESENT

Kent Cattani, Chairperson  
Theo McCalvin, Vice Chair  
Keith Berkshire  
Kelli Flinchbaugh  
Sonia Martinez  
Joshua Rogers

## BOARD ABSENT

Kelley Durham

## STAFF PRESENT

Lisa Anderson  
Geoffrey Balon  
Carrie Pile

(Items on the agenda were discussed out of order, but for the purpose of clarity will remain as listed on the agenda.)

### 1. Meeting called to order.

Chairperson Cattani called the meeting to order at 4:31 p.m. and conducted a roll call.

Chairperson Cattani excused Boardmember Durham from the entire meeting.

### 2. Welcome Boardmember Keith Berkshire.

Chairperson Cattani welcomed Boardmember Berkshire and invited him to share his background.

Boardmember Berkshire stated he has been a Mesa resident for 15 years. He mentioned that he has been practicing law as an attorney for the past 19 years, currently practicing Family and Appellate Law. He reported that he has worked in multiple levels of courtrooms throughout his career.

### 3. Approve minutes from the January 31, 2024, meeting.

It was moved by Boardmember Martinez, seconded by Vice Chairperson McCalvin, that the January 31, 2024, Judicial Advisory Board meeting minutes be approved.

Upon tabulation of votes, it showed:

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers

NAYS – None

ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

4. Convene an Executive Session.

It was moved by Boardmember Rogers, seconded by Boardmember Flinchbaugh, that the Board enter into an Executive Session at 4:34 p.m.

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers

NAYS – None

ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

- a. Discussion or consultation for legal advice with the City Attorney [A.R.S. § 38-431.03A 3)] Discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law [A.R.S. §38-431.03A(2)) Discussion or consideration of employment, assignment, appointment, promotion or resignation of a public officer, appointee or employee of the City [A.R.S. 38-431.03(A)(1)];

1. Review background materials for the reappointments of Magistrates David Allen and Raymond Schumacher.

(At 5:15 p.m. the Executive Session adjourned, and the Board reconvened their regular meeting.)

5. Conduct a public hearing to receive comments on the reappointment of Magistrate David Allen.

Chairperson Cattani announced that this was the time and place for a public hearing regarding the reappointment of Magistrate David Allen.

There being no citizens present wishing to speak on this issue, Chairperson Cattani declared the public hearing closed.

6. Interview of Magistrate David Allen.

The members of the Judicial Advisory Board posed selected interview questions to Magistrate David Allen.

7. Conduct a public hearing to receive comments on the reappointment of Magistrate Raymond Schumacher.

Chairperson Cattani announced that this was the time and place for a public hearing regarding the reappointment of Magistrate Raymond Schumacher.

There being no citizens present wishing to speak on this issue, Chairperson Cattani declared the public hearing closed.

8. Interview of Magistrate Raymond Schumacher.

The members of the Judicial Advisory Board posed selected interview questions to Magistrate Raymond Schumacher.

9. Convene an Executive Session.

It was moved by Boardmember Flinchbaugh, seconded by Boardmember Martinez, that the Board enter into an Executive Session at 6:19 p.m.

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh– Martinez–Rogers  
NAYS – None  
ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

- a. Discussion or consideration of employment, assignment, appointment, promotion or resignation of a public officer, appointee, or employee of the City. (A.R.S. § 38-431.03(A)(1));
  1. Reappointment of Magistrate David Allen, to a second two-year term.
  2. Reappointment of Magistrate Raymond Schumacher, to a four-year term.

(At 6:49 p.m. the Executive Session adjourned, and the Board reconvened their regular meeting.)

10. Discuss and approve recommendations to the City Council related to the reappointments of Magistrates David Allen and Raymond Schumacher.

It was moved by Boardmember Martinez, seconded by Boardmember Flinchbaugh, that Magistrate David Allen be reappointed.

Upon tabulation of votes, it showed:

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers  
NAYS – None  
ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

It was moved by Vice Chairperson McCalvin, seconded by Boardmember Flinchbaugh, that Magistrate Raymond Schumacher be reappointed.

Upon tabulation of votes, it showed:

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers  
NAYS – None  
ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

11. Approve granting Chairperson Cattani the authority to draft a letter to the City Council regarding the reappointment recommendations of Magistrates David Allen and Raymond Schumacher.

It was moved by Vice Chairperson McCalvin, seconded by Boardmember Flinchbaugh, that Chairperson Cattani be granted the authority to draft a letter to the City Council regarding the

reappointment recommendations of Magistrate David Allen and Magistrate Raymond Schumacher.

Upon tabulation of votes, it showed:

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers  
NAYS – None  
ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

12. Approve granting Chairperson Cattani the authority to review and approve the minutes from today's meeting and forward to the City Council for acknowledgement.

It was moved by Boardmember Flinchbaugh, seconded by Boardmember Martinez, that Chairperson Cattani be granted the authority to review and approve the minutes from today's meeting and forward to the City Council for acknowledgement.

Upon tabulation of votes, it showed:

AYES – Cattani–McCalvin–Berkshire–Flinchbaugh–Martinez–Rogers  
NAYS – None  
ABSENT – Durham

Chairperson Cattani declared the motion carried unanimously by those present.

13. Scheduling of meetings and general information.

Next meeting:

May 1, 2024, 7:45 a.m.  
Lower-Level Council Chambers  
57 E. First Street

14. Adjourn.

Without objection, the Judicial Advisory Board adjourned at 6:51 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Judicial Advisory Board meeting of the City of Mesa, Arizona, held on 13<sup>th</sup> day of March 2024. I further certify that the meeting was duly called and held and that a quorum was present.

  
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HOLLY MOSELEY, CITY CLERK