Minutes of Meeting  
April 18, 2018

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on April 18, 2018, at the Arizona Peace Officer Standards and Training Board, located at 2643 E. University Drive, Phoenix, AZ.

**Members Present:**
- Assistant Attorney General Paul Ahler, representing Attorney General Mark Brnovich
- Sergeant Chris Andreacola, Tucson Police Department
- Sheriff Mark Dannels, Cochise County Sheriff’s Office
- Chief Lawrence Hall, Buckeye Police Department
- Mr. Andrew LeFevre, Grand Canyon University
- Director Charles Ryan, Arizona Department of Corrections
- Colonel Frank Milstead, Arizona Department of Public Safety
- Chief Alan Rodbell, Scottsdale Police Department

**Members Absent:**
- Sergeant Leo Aparicio, Pinal County Sheriff’s Office
- Chief Byron Gwaltney, Pima County Sheriff’s Department
- Sheriff Scott Mascher, Yavapai County Sheriff’s Office, Chairman
- Mr. Richard Wooten, Public Member

**Staff in Attendance:**
- Jack G. Lane, Executive Director
- Billy Caldwell, Compliance Specialist
- Mike Deltenre, Compliance Specialist
- Marie Dryer, Program Administrator
- Cathy Hawse, Compliance Specialist
- Arlene Heckel, Compliance Specialist
- Steve Jacobs, Compliance Specialist
- Mike Orose, Compliance Specialist
- Mark Perkovich, Program Administrator
- Cynthia Sawyer, Training Compliance Specialist
- Sandy Sierra, Administrative Services Officer
- Chester Szoltysik, System Administrator
- Lori Wait, Compliance Specialist
Assistant Attorneys General:
Michael Saltz
Seth Hargraves
Ann Froedge

A.  **Call to Order**

Acting Chairman Rodbell called the meeting to order at 10:00 a.m. and asked Mr. Ahler (AAG) to lead everyone in reciting the Pledge of Allegiance.

B.  **Introductions, Presentations and Announcements**

*Jack G. Lane, Executive Director*
- Assistant Attorney General Ann Froedge will provide legal advice to the Board on the Joshua Adams Motion for Reconsideration matter.

C.  **Executive Director’s Report**

*Jack G. Lane, Executive Director*
- Nothing new to report on the budget.
- Will attend the AACOP meeting this Friday.
- SB 1498 continues to move forward and has been amended to include language that POST may provide training for Amber Alert notification systems on tribal lands. SB 1519, the school safety Bill, will be heard tomorrow.

D.  **Consent Agenda**

Sheriff Dannels made a motion to accept the Consent Agenda. The motion was seconded by Colonel Milstead and passed unanimously.

Consent Agreements for Voluntary Relinquishment of Peace Officer Certification. The following individuals, without admitting to any misconduct, request the Board accept their request to permanently relinquish their Arizona peace officer certification:

- Ryan M. Dean 17-144 Maricopa County Sheriff’s Office
- Scott A. Cushing 16-112 Tucson Police Department
- Jesse W. Nickerson 17-027 Cochise County Sheriff’s Office
- Brian M. Waukazoo 17-060 Gila River Police Department

E.  **Review, Discussion and Possible Action on a Proposed Motion for Review and Reconsideration of the Decision to Re-Initiate Proceedings against the Peace Officer Certification of Joshua W. Adams**

Eric R. Wilson, attorney for Joshua W. Adams, filed a Motion for Review and Reconsideration of the Board’s decision to re-initiate proceedings to take disciplinary action against Mr. Adams’ peace officer certification.
The Board considered oral arguments by Mr. Wilson and from Assistant Attorney General Seth Hargraves, attorney for the Arizona Peace Officers Standards and Training Board.

After considering the arguments made by the parties, Sheriff Dannels made a motion to deny the Motion for Review and Reconsideration of the Decision to Re-Initiate Proceedings against the peace officer certification of Joshua W. Adams. The motion was seconded by Colonel Milstead and passed unanimously.

F. Final Action Cases:

1. **#16-194 – Jeff S. Williams – Tohono O’odham Nation Police Department**
   The Board considered comments from Compliance Manager Mark Perkovich. Colonel Milstead made a motion to accept the Findings of Fact and Conclusions of Law and suspend Mr. Williams’ peace officer certification. The suspension shall be in effect from August 10, 2016 through August 10, 2017. The motion was seconded by Sheriff Dannels and passed with one nay vote recorded for Mr. Ahler (AAG).

2. **#17-029 – Ismael E. Fuentes – AZ Attorney General’s Office**
   *Mr. Ahler (AAG) recused himself from this case.* The Board considered comments from Compliance Manager Mark Perkovich. Chief Hall made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Fuentes’ peace officer certification. The motion was seconded by Director Ryan and passed unanimously.

3. **#17-028 – Jason M. Walter – Surprise Police Department**
   The Board considered comments from Compliance Manager Mark Perkovich. Colonel Milstead made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Walter’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.

4. **#17-110 – Aaron M. Jacobs – AZ Department of Public Safety**
   *Colonel Milstead recused himself from this case.* The Board considered comments from Compliance Manager Mark Perkovich. Sergeant Andreacola made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Jacobs’ peace officer certification. The motion was seconded by Director Ryan and passed unanimously.

5. **#17-175 – Francisco J. Perez – AZ Department of Public Safety**
   *Colonel Milstead recused himself from this case.* The Board considered comments from Compliance Manager Mark Perkovich. Chief Sheriff Dannels made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Perez’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.
H. New Charging Cases:

1. #16-192 – Michelle T. Iszick – Florence Police Department
   The Board considered comments from Compliance Specialist Billy Caldwell. Sergeant Andreacola made a motion to close this case with *No Action with Agency Discretion*. The motion was seconded by Chief Hall and passed unanimously.

2. #17-042 – Merrill T. Jones – Ft. McDowell Tribal Police Department
   The Board considered comments from Compliance Specialist Billy Caldwell. Director Ryan made a motion to *Initiate Proceedings* against Mr. Jones’ peace officer certification. The motion was seconded by Sergeant Andreacola and passed unanimously.

3. #18-042 – David M. Kulaga – Glendale Police Department
   The Board considered comments from Compliance Specialist Billy Caldwell. Mr. Ahler (AAG) made a motion to *Initiate Proceedings* against Mr. Kulaga’s peace officer certification. The motion was seconded by Sheriff Dannels and passed unanimously.

4. #17-152 – Randy D. Stonecipher – Avondale Police Department
   The Board considered comments from Compliance Specialist Billy Caldwell. Colonel Milstead made a motion to *Initiate Proceedings* against Mr. Stonecipher’s peace officer certification. The motion was seconded by Director Ryan and passed unanimously.

5. #18-037 – Aadam M. Yates – Glendale Police Department
   The Board considered comments from Compliance Specialist Billy Caldwell. Mr. Ahler (AAG) made a motion to *Initiate Proceedings* against Mr. Yates’ peace officer certification. The motion was seconded by Sheriff Dannels and passed unanimously.

6. #18-032 – Frank A. Green – Tucson Police Department
   *Sergeant Andreacola recused himself from this case.* The Board considered comments from Compliance Specialist Cathy Hawse; a short video and power point presentation was also shown. Mr. LeFevre made a motion to *Initiate Proceedings* against Mr. Green’s peace officer certification. The motion was seconded by Mr. Ahler (AAG) and passed unanimously.

7. #18-048 – Manuel Espinoza – Pima County Sheriff’s Department
   The Board considered comments from Compliance Specialist Arlene Heckel. Sheriff Dannels made a motion to *Initiate Proceedings* to deny Mr. Espinoza peace officer certification. The motion was seconded by Colonel Milstead and passed unanimously.

8. #18-034 – Paul R. Kultala – Chandler Police Department
   The Board considered comments from Compliance Specialist Steve Jacobs. Colonel Milstead made a motion to *Initiate Proceedings* against Mr. Kultala’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.
9. #17-188 – Andrew T. Dembickie – AZ Department of Corrections
   Director Ryan recused himself from this case. The Board considered comments from Compliance Specialist Mike Orose. Colonel Milstead made a motion to Initiate Proceedings against Mr. Dembickie’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.

10. #17-184 – David Lugo – AZ Department of Transportation - ECD
    The Board considered comments from Compliance Specialist Mike Orose. Director Ryan made a motion to Initiate Proceedings against Mr. Lugo’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.

11. #18-020 – John M. Bugenig – AZ Department of Public Safety
    Colonel Milstead recused himself from this case. The Board considered comments from Compliance Specialist Lori Wait. Sheriff Dannels made a motion to Initiate Proceedings against Mr. Bugenig’s peace officer certification. The motion was seconded by Chief Hall and passed unanimously.

12. #17-063 – Lauren J. Buhrow – AZ Department of Economic Security - OSI
    Mr. Ahler (AAG) recused himself from this case. The Board considered comments from Compliance Specialist Lori Wait. Chief Hall made a motion to Initiate Proceedings against Ms. Buhrow’s peace officer certification. The motion was seconded by Director Ryan and passed unanimously.

13. #18-045 – Emily J. Wolfe – Navajo County Sheriff’s Office
    The Board considered comments from Assistant Attorney General Michael Saltz. This case was originally on the agenda as a new charging case. Ms. Wolfe contacted POST staff and requested a voluntary denial of peace officer certification. Colonel Milstead made a motion to accept the Consent Agreement, Decision and Order for voluntary denial of peace officer certification. The motion was seconded by Mr. LeFevre and passed unanimously.

14. #17-002 – Samuel W. Zint – Surprise Police Department
    The Board considered comments from Compliance Specialist Lori Wait. Colonel Milstead made a motion to Initiate Proceedings to deny Mr. Zint peace officer certification. The motion was seconded by Chief Hall and passed unanimously.

H. Future Agenda Items

Nothing new to add.

I. Adjournment

The meeting was adjourned at 11:20 a.m.