



Arizona Peace Officer Standards and Training Board

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514

MINUTES OF THE NOVEMBER 16, 2022 MEETING OF THE ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on November 16, 2022, at the Arizona Peace Officer Standards and Training Board, located at 2643 E. University Drive, Phoenix, AZ.

Members Present (in person):

Sheriff Mark Dannels, Cochise County Sheriff's Office, Chairman
Detective Benjamin Cook, Pinal County Sheriff's Office
Commander Matthew Figueroa, Jail Commander, Coconino County Sheriff's Office
Assistant Attorney General John Johnson, representing Attorney General Mark Brnovich
Ms. Jamie Kelly, Public Member
Detective Joseph Krajcer, Tempe Police Department
Deputy Director Joe Profiri, representing Director David Shinn, AZ Department of Corrections
Rehabilitation & Reentry
Professor Kevin Robinson, Arizona State University
Colonel Heston Silbert, AZ Department of Public Safety
Chief Chris Vasquez, Eloy Police Department

Members Present (via online video/telephone conferencing):

Sheriff Doug Schuster, Mohave County Sheriff's Office

Members Absent:

Ms. Leesa B. Weisz, Public Member

Staff in Attendance (in person):

Matt Giordano, Executive Director
Ben Henry, Deputy Director
Michele Blanco, Compliance Specialist
Richard Bradshaw, Compliance Specialist
William Caldwell, Compliance Specialist
Mike Deltenre, Compliance Specialist
Sean Donegan, Compliance Program Administrator
Mike Giammarino, Compliance Program Administrator
Darren Martinez, Compliance Specialist
Darcy Nichols, Compliance Specialist
Mark Post, Compliance Specialist
Greg Redmon, Training Specialist
Michael Rodriguez, Training Specialist
Rita Mae Schaefer, Administrative Assistant
Tim Shay, Compliance Specialist

Sandy Sierra, Executive Assistant
Dave Toporek, Compliance Specialist
Rick VanKeuren, Training Specialist
Lori Wait, Program Administrator
Dale Wyman, Digital Media Specialist

Assistant Attorneys General:

Mark Brachtl
Gino Duran
Roberto Pulver

A. Call to Order

Chairman Dannels called the meeting to order at 10:00 a.m. and asked Colonel Silbert to lead everyone in reciting the Pledge of Allegiance.

B. Introductions, Presentations and Announcements

Matt Giordano, Executive Director

- Roll Call was taken. Eleven Board members are present, ten are here in person and one is participating via telephone/video conferencing. We have one vacant Board member position.
- Assistant Attorney General Roberto Pulver is the Independent Legal Advisor for all the final action cases.
- Compliance Specialist Darren Martinez will be leaving and returning to work for the Tempe Police Department. Darren has only been with AZPOST for a few months, but has made a tremendous impression on everyone. He is the first Compliance Specialist we hired that was not a former peace officer. Darren demonstrated you do not need peace officer experience to be a Compliance Specialist, as long as you are smart, articulate and a hard worker you can do a great job. Darren will be sorely missed at AZPOST and Tempe is extremely lucky to have him back.
- There will not be a meeting in December. Our next meeting will be January 18, 2023.

C. Executive Director's Report

Matt Giordano, Executive Director

- Our Basic Training Unit is once again conducting academy audits. Our rules require yearly audits of our academies, but due to budget constraints and not enough personnel, we have not been conducting yearly audits. Basic Training is now conducting on-site visits to audit the academies. As of last week, all the academy audits have been completed for this year. Starting in January 2023, they will begin the audit process all over again. We owe it to everyone in the state to monitor our academies to ensure they are providing the best level of training possible.
- We do two executive level training programs per year and we are working through the process to be able to provide three per year. We are always looking for new content for these executive classes. Last month I attended a Command School at the Museum of Tolerance in Los Angeles. It was an excellent training class and being able to be at the museum was an amazing experience. We are not sure if we will be able to bring this type of training to our executive classes, but we will continue to look for new training content.

- Attended the East Valley Chief’s Meeting two weeks ago, the Copper and Rim Country Meeting in Superior also two weeks ago, and as a member of the Constable Board, attended the Constable Board Meeting last week.

D. Consent Agenda

Mr. Johnson (AAG) recused himself from this matter.

Ms. Kelly made a motion to accept the Consent Agenda. The motion was seconded by Professor Robinson and passed unanimously.

The following items were approved:

1. Minutes of the Board meeting held on October 19, 2022.
2. Consent Agreements for Voluntary Relinquishment/Denial of Peace Officer Certification. The following individuals, without admitting to any misconduct, requests the Board accept their request to permanently relinquish their Arizona peace officer certification:

Eric S. Fulton	2020-026	Phoenix Police Department
Drake E. Haigh	2020-027	Phoenix Police Department
Christopher J. Del Pozzo	2020-193	Phoenix Police Department
Spencer Kalani P. Stant	2021-198	Salt River Police Department
Lance T. Palma	2022-024	La Paz County Sheriff’s Office
Joshua P. Fortner	2022-154	Maricopa County Sheriff’s Office
Jorge E. Lee	2022-165	Yuma Police Department
Shawna R. Manygoats	2022-170	Navajo County Sheriff’s Office
Scott T. Benson	2022-182	Goodyear Police Department

E. Review, Discussion and Possible Action on a Pima County Sheriff’s Department Petition pursuant to A.A.C. R13-4-103(G) for Applicant Victor A. Varela.

Assistant Attorney General Mark Brachtl addressed the Board regarding a Pima County Sheriff’s Department petition for Applicant Victor A. Varela. Applicant Varela, when he was a deputy recruit in 2019, was dishonest to academy staff. Bureau Chief Gilbert Dominguez, Pima County Sheriff’s Department, addressed the Board to request that the petition be granted. Mr. Varela also addressed the Board.

Sheriff Schuster made a motion that based upon the petition submitted by the Pima County Sheriff’s Department on Applicant Victor A. Varela and pursuant to Rule 13-4-103(G), the Board grant the petition for waiver on Applicant Victor A. Varela. The motion was seconded by Chief Vasquez and passed unanimously.

F. Final Action Cases:

1. 2020-052 – Dominick A. Horn – La Paz County Sheriff’s Office
Mr. Johnson (AAG) recused himself from this case. The Board heard oral argument on the Administrative Law Judge’s Decision from Assistant Attorney General Mark Brachtl,

attorney for the Arizona Peace Officer Standards and Training Board. Mr. Horn was not present. Chief Vasquez made a motion to accept the Administrative Law Judge's Findings of Fact and Conclusions of Law. The motion was seconded by Detective Cook and passed unanimously. Ms. Kelly made a motion to permanently deny peace officer certification to Mr. Horn. The motion was seconded by Commander Figueroa and passed unanimously.

2. 2020-025 – Woodrow L. Hoover – Phoenix Police Department

Mr. Johnson (AAG) recused himself from this case. The Board heard oral argument on the Administrative Law Judge's Decision from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board. Mr. Hoover was not present. Colonel Silbert made a motion to accept the Administrative Law Judge's Findings of Fact and Conclusions of Law. The motion was seconded by Chief Vasquez and passed unanimously. Chief Vasquez made a motion to permanently deny peace officer certification to Mr. Hoover. The motion was seconded by Professor Robinson and passed unanimously.

3. 2022-028 – Jesse J. Ranzau – Wickenburg Police Department

The Board considered comments from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Mr. Ranzau also addressed the Board. Deputy Director Profiri made a motion to accept the proposed consent agreement for a 24-month suspension of Mr. Ranzau's peace officer certification. The suspension shall be in effect beginning January 11, 2022, and ending January 11, 2024. The motion was seconded by Professor Robinson and passed by a vote of 10-1. One nay vote was recorded for Detective Krajcer.

4. 2022-135 – Evan S. Silas – Hopi Resource Enforcement Services

The Board considered comments from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Detective Cook made a motion to accept the proposed consent agreement for a 12-month suspension of Mr. Silas' peace officer certification. The suspension shall be in effect beginning July 16, 2022, and ending July 16, 2023. The motion was seconded by Ms. Kelly and passed unanimously.

5. 2021-178 – Sergio Anaya – Gilbert Police Department

The Board considered comments from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Commander Figueroa made a motion to accept the proposed consent agreement and deny peace officer certification to Mr. Anaya for a period of 24 months, beginning September 16, 2021, and ending September 16, 2023; after which he may be eligible to reapply for certified status. The motion was seconded by Mr. Johnson (AAG) and passed unanimously.

6. 2022-131 – Gable J. Boudreaux – Flagstaff Police Department

The Board considered comments from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Professor Robinson made a motion to accept the proposed consent agreement and deny peace officer certification to Mr. Boudreaux for

a period of 24 months, beginning July 20, 2022, and ending July 20, 2024; after which he may be eligible to reapply for certified status. The motion was seconded by Chief Vasquez and passed unanimously.

7. 2022-093 – Justin K. Truman – Gilbert Police Department

The Board considered comments from Assistant Attorney General Gino Duran, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Mr. Truman also addressed the Board. Deputy Director Profiri made a motion to accept the proposed consent agreement and deny peace officer certification to Mr. Truman for a period of 24 months, beginning May 6, 2022, and ending May 6, 2024; after which he may be eligible to reapply for certified status. The motion was seconded by Professor Robinson and passed unanimously.

8. 2022-100 – Anthony R. Alvarez – Yuma Police Department

The Board considered comments from Assistant Attorney General Mark Brachtel, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Detective Krajcer made a motion to accept the proposed consent agreement and deny peace officer certification to Mr. Alvarez for a period of 24 months, beginning May 27, 2022, and ending May 27, 2024; after which he may be eligible to reapply for certified status. The motion was seconded by Ms. Kelly and passed unanimously.

9. 2022-015 – Jose-Luis X. Duarte – Tohono O’odham Nation Police Department

The Board considered comments from Compliance Specialist Michele Blanco, who provided a brief overview of the case. Chief Vasquez made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Duarte’s peace officer certification. The motion was seconded by Detective Cook and passed unanimously.

10. 2021-154 – Christopher M. Pantin – Central AZ College Police Department

The Board considered comments from Compliance Specialist William Caldwell, who provided a brief overview of the case. Professor Robinson made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Pantin’s peace officer certification. The motion was seconded by Detective Krajcer and passed unanimously.

11. 2021-089 – Manuel D. Castro – Nogales Police Department

The Board considered comments from Compliance Specialist Cathy Hawse, who provided a brief overview of the case. Detective Cook made a motion to accept the Findings of Fact and Conclusions of Law and revoke Mr. Castro’s peace officer certification. The motion was seconded by Commander Figueroa and passed unanimously.

G. New Charging Cases:

1. 2022-037 – Joseph E. Borquez – Pima County Sheriff’s Department

The Board considered comments from Compliance Specialist Michele Blanco, who provided an overview of the case. Chief Vasquez made a motion to Initiate Proceedings against Mr. Borquez’s peace officer certification. The motion was seconded by Colonel Silbert and passed unanimously.

2. 2022-152 – Hulises U. Pelayo – Pima County Sheriff’s Department
The Board considered comments from Compliance Specialist Michele Blanco, who provided a brief overview of the case. Professor Robinson made a motion to Initiate Proceedings to deny peace officer certification to Mr. Pelayo. The motion was seconded by Ms. Kelly and passed unanimously.
3. 2022-012 – Kevin A. Lamoreaux – Safford Police Department
The Board considered comments from Compliance Specialist William Caldwell, who provided a brief overview of the case. Colonel Silbert made a motion to Initiate Proceedings against Mr. Lamoreaux’s peace officer certification. The motion was seconded by Mr. Johnson (AAG) and passed unanimously.
4. 2022-129 – Aaron K. Lipsky – Surprise Police Department
The Board considered comments from Compliance Specialist William Caldwell, who provided a brief overview of the case. Professor Robinson made a motion to Initiate Proceedings against Mr. Lipsky’s peace officer certification. The motion was seconded by Ms. Kelly and passed unanimously. It was noted that an incorrect date was listed on the case overview. Colonel Silbert made a motion to amend the incorrect date on the case overview. The motion was seconded by Deputy Director Profiri and passed unanimously.
5. 2022-031 – Craig Curry – Maricopa Police Department
The Board considered comments from Compliance Specialist Mike Deltenre, who provided a brief overview of the case. Ms. Kelly made a motion to Initiate Proceedings against Mr. Curry’s peace officer certification. The motion was seconded by Professor Robinson and passed unanimously.
6. 2022-168 – Cody A. Davis – Yavapai-Prescott Tribal Police Department
The Board considered comments from Compliance Specialist Darren Martinez, who provided a brief overview of the case. Commander Figueroa made a motion to Initiate Proceedings against Mr. Davis’ peace officer certification. The motion was seconded by Detective Cook and passed unanimously.
7. 2022-084 – Kyle W. Selinsky – Avondale Police Department
Executive Director Giordano stated the case number for this case was listed incorrectly as 2022-008 on the case overview and the agenda, the correct number is 2022-084.

The Board considered comments from Compliance Specialist Darcy Nichols, who provided a brief overview of the case; a short video was also presented. Professor Robinson made a motion to Initiate Proceedings against Mr. Selinsky’s peace officer certification. The motion was seconded by Commander Figueroa and passed unanimously.
8. 2022-109 – Marco A. Canez – AZ Department of Transportation - ECD
The Board considered comments from Compliance Specialist Tim Shay, who provided a brief overview of the case. Ms. Kelly made a motion to Initiate Proceedings against Mr. Canez’s peace officer certification. The motion was seconded by Deputy Director Profiri and passed unanimously.

9. 2022-097 – David L. James – Apache Junction Police Department

The Board considered comments from Compliance Specialist Tim Shay, who provided a brief overview of the case; a short video was also presented. Detective Cook made a motion to close this case with No Action. The motion was seconded by Colonel Silbert and passed unanimously.

10. 2021-206 – Kelly B. Leonard – Maricopa County Sheriff's Office

The Board considered comments from Compliance Specialist Dave Toporek, who provided a brief overview of the case. Detective Cook made a motion to Initiate Proceedings against Mr. Leonard's peace officer certification. The motion was seconded by Chief Vasquez and passed unanimously.

H. Future Agenda Items

Executive Director Giordano reminded the Board that we will not be having a meeting in December.

I. Adjournment

The meeting was adjourned at 11:48 a.m.