



Arizona Peace Officer Standards and Training Board

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MINUTES OF MEETING JUNE 19, 2013 PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on June 19, 2013, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. Jeffrey Coker, Chairman
Mr. David Brown
Chief Steven Campbell
Sergeant Anthony Nelson
Detention Director Mike Olson
Director Charles Ryan
Professor Cornel Stemley
Deputy Director Dennis Young, representing Director Bobby Halliday
Ms. Leesa Berens Weisz, representing Attorney General Tom Horne

Members Absent:

Sergeant Chris Andreacola
Chief Kevin Kotsur
Sheriff Scott Mascher
Sheriff Bill Pribil

Staff in Attendance:

Ted Brandon
Dan Ciernia
Mike Deltenre
Marie Dryer
Rosalee Fitch
Sandy Hansberger
Bob Irish
Steve Jacobs
Lori Ketron
Jeff Kirkham
Lynn Larson
Lyle Mann
Gary Maschner
Sandy Sierra
Chester Szoltysik
Don Yennie

Assistant Attorney General
Diana Stabler
Nancy Beck

A. CALL TO ORDER

Chairman Coker called the meeting to order at 10:04 a.m.

B. Executive Session for Legal Advice on Call to the Public and a Personnel Matter: Allegation of Conflict Executive Director

The Board voted to go into Executive Session at 10:04 a.m. to discuss a personnel matter and obtain legal advice from its attorney. The Open Meeting reconvened at 11:05 a.m.

C. Introductions, Presentations and Announcements

Executive Director Mann informed the Board that a Police Supervision Class was in attendance at today's meeting. He also informed the Board that Bob Irish, Compliance Manager; Don Yennie, Training Manager and Officer Lori Ketron from In-Service Training will all be retiring this month.

D. Legislative Update

Executive Director Mann stated the legislature adjourned "sine die" on June 14, 2013.

E. Proposed 2013/2014 Fiscal Year Budget

Executive Director Mann presented the 2013/2014 fiscal year budget to the Board for its approval. Chief Campbell raised a question regarding the projected FY 14 budget; a discrepancy was noted. The discrepancy was corrected and the budget was presented for approval.

Ms. Berens Weisz made a motion to adopt the proposed 2013/2014 Arizona POST budget at the category level to allow appropriate flexibility for staff, seconded by Professor Stemley, motion carried unanimously.

F. Final Action Cases:

Case #1 – Anthony J. Addison – Goodyear Police Department

The Board considered comments from Assistant A.G. Nancy Beck. Ms. Berens Weisz made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Professor Stemley, motion carried unanimously.

Case #2 – Christian Yeaton – Surprise Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Chief Campbell made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Detention Director Olson, motion carried unanimously.

Case #3 – Rachael Bousman – Glendale Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Rachael Bousman. Deputy Director Young made a motion to modify the Consent Agreement, Decision and Order to impose a four-month suspension of peace officer certification beginning on September 14, 2012, and ending on January 14, 2013, and adopt the modified agreement, seconded by Professor Stemley, motion carried unanimously.

Case #4 – Tyler Gesquire – Apache Junction Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Detention Director Olson made a motion to adopt the Consent Agreement, Decision and Order and impose a one-year suspension of peace officer certification beginning on May 2, 2013, and ending on May 2, 2014, seconded by Sergeant Nelson, motion carried unanimously.

Case #5 – Brian M. Holmes – Springerville Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Professor Stemley made a motion to adopt the Consent Agreement, Decision and Order and impose a six-month suspension of peace officer certification beginning on January 24, 2013, and ending on July 24, 2013, seconded by Deputy Director Young, motion carried unanimously.

Case #6 – Joseph R. Kirby – Buckeye Police Department

This case was tabled.

Case #7 – Matthew F. Manzano – Goodyear Police Department

This case was tabled.

Case #8 – Brian J. Grogitsky – Pinal County Sheriff's Office

The Board considered comments from Program Manager Bob Irish. Chief Campbell made a motion to adopt the Findings of Fact and Conclusions of Law and deny peace officer certification, seconded by Sergeant Nelson, motion carried unanimously.

G. New Charging Cases:Case #1 – Alvaro M. Arizpuru – Pinal County Sheriff's Department

The Board considered comments from Compliance Specialist Mike Deltenre. Chief Campbell made a motion to close this case with **No Action**, seconded by Ms. Berens Weisz, motion carried unanimously.

Case #2 – Robert Barnes – Peoria Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Deputy Director Young made a motion to close this case with **No Action**, seconded by Chief Campbell, motion carried unanimously.

Case #3 – Guillermo Castro – Pascua Yaqui Police Department

The Board considered comments from Compliance Specialist Mike Deltenre. Mr. Brown made a motion to **Initiate Proceedings**, seconded by Chief Campbell, motion carried unanimously.

Case #4 – Joel C. Ensley – Gila River Police Department

Chief Campbell recused himself from this case. The Board considered comments from Compliance Specialist Ted Brandon. Deputy Director Young made a motion to close this case with **No Action**, seconded by Sergeant Nelson, motion carried unanimously.

Case #5 – John S. Sutto – Gila River Police Department

Chief Campbell recused himself from this case. The Board considered comments from Compliance Specialist Ted Brandon. Detention Director Olson made a motion to close this case with **No Action**, seconded by Deputy Director Young, motion carried unanimously.

Case #6 – Christopher K. Krogedal – Prescott Valley Police Department

The Board considered comments from Compliance Specialist Gary Maschner. Sergeant Nelson made a motion to close this case with **No Action with Agency Discretion**, seconded by Detention Director Olson, motion carried unanimously.

Case #7 – Anthony Martinez – Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Chief Campbell made a motion to **Initiate Proceedings**, seconded by Deputy Director Young, motion carried unanimously.

Case #8 – Darrell J. Ramon – Tohono O’Odham Police Department

The Board considered comments from Compliance Specialist Mike Deltenre. Ms. Berens Weisz made a motion to **Initiate Proceedings**, seconded by Mr. Brown, motion carried unanimously.

The following three cases were taken out of order:

Case #9 – Richard A. Tellez – Salt River Pima - Maricopa Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Deputy Director Young made a motion to close this case with **No Action**, seconded by Ms. Berens Weisz, motion carried unanimously.

Case #10 – Dhanielle R. DeClay – Salt River Pima - Maricopa Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Chief Campbell made a motion to close this case with ***No Action***, seconded by Detention Director Olson, motion carried unanimously.

Case #11 – Norman A. Wellington – Salt River Pima - Maricopa Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Professor Stemley made a motion to close this case with ***No Action***, seconded by Detention Director Olson Nelson, motion carried unanimously.

H. Adjourn

Chairman Coker adjourned the meeting at 12:30 p.m.