



Arizona Peace Officer Standards and Training Board

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514 Fax (602- 244-0477

MINUTES OF MEETING MARCH 19, 2014 PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on March 19, 2014, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. H. Jeffrey Coker, Chairman
Sergeant Chris Andreacola
Mr. David Brown
Chief Steven Campbell
Sheriff Scott Mascher
Sergeant Anthony Nelson
Detention Director Mike Olson
Mr. Andrew Pacheco, representing Attorney General Tom Horne
Director Charles Ryan
Professor Cornel Stemley
Deputy Director Dennis Young, representing Director Bobby Halliday

Members Absent:

Sheriff Bill Pribil
Chief Alan Rodbell

Staff in Attendance:

Ted Brandon
Jim DeLung
Mike Deltenre
Marie Dryer
Rosalee Fitch
Sandy Hansberger
Steve Jacobs
Jeff Kirkham
Jack Lane
Cathy Masters
Lyle Mann
Gary Maschner
Mike Rosenberger
Sandy Sierra
Don Yennie

Assistant Attorney General
Diana Stabler
Nancy Beck

A. Call to Order

Chairman Coker called the meeting to order at 10:00 a.m.

B. Introductions, Presentations and Announcements

Executive Director Lyle Mann presented a plaque to Officer Alonzo Bacon of the Chandler Police Department for his contribution to the law enforcement community. Officer Bacon has been part of the High Risk Vehicle Stops SME Committee since 1996; he is retiring from Chandler PD and will be greatly missed. He also informed the Board that a Police Supervision class was in attendance at today's meeting.

C. Consent Agenda

Executive Director Mann informed the Board that included in this month's consent agenda is a summary of the data from the last ten years of case ratios.

Sheriff Mascher made a motion to approve the Consent Agenda, seconded by Mr. Brown, motion carried unanimously.

1. Minutes of the Board meeting, held on January 15, 2014, were approved as written. Minutes of the Board meeting, held on February 19, 2014, were approved as written.

2. Ministerial Actions:

a. Certification Waivers:

Robbie L. Owens	AZ State University DPS
Sean R. Tobin	Mesa Police Department
Bryan A. Jarrell	Prescott Valley Police Department
Ian M. Takashige	Wickenburg Police Department
Joshua W. Beeks	AZ State University DPS
Scott E. Dodd	AZ Department of Gaming – Investigation
Boaz K. Gionson	Chandler Police Department
Jeffrey F. Kurpinsky	AZ Department of Corrections
Zachary J. Wheeler	Pinal County Sheriff's Office
Adrian S. Lopez	Salt River Pima-Maricopa Indian Community
Albert O. Seale	AZ Department of Corrections
Frank M. Romero	Pascua Yaqui Police Department

b. Instructor Certification Renewals (list attached to agenda material)

- c. Training Program Confirmations (list attached to agenda material)
 - d. Academy Graduation Dates (list attached to agenda material)
3. Income and Expense Statement – January 2014

Funds as of January 1, 2014	\$2,053,830.04
CJEF Revenue	488,451.34
Expenditures/Encumbrances/Sweeps	(596,713.70)
Balance for January 31, 2014	\$1,945,567.68

D. Winslow Police Department Petition on Behalf of Applicant Quentin Begody

The Winslow Police Department petitioned the Board to determine that the pre-employment marijuana use by applicant Quentin M. Begody was experimental.

Professor Stemley made a motion to grant the petition for a determination that the pre-employment marijuana use by Quentin M. Begody was experimental, seconded by Sergeant Nelson, motion carried unanimously.

E. Legislative Update

Executive Director Mann informed the Board that HB 2564 passed out of committee. This bill changes the population numbers for the chiefs of police representatives on the Board. He also discussed the status of bills that could possibly impact the Board.

F. Summary of Current Events

Executive Director Mann stated there is nothing new to report at this time.

G. Committee Update

Executive Director Mann stated there is nothing new to report at this time.

H. Reports

- 1. Basic Training Academies

ALEA – Commander Mark Perkovich reported Class #470 began on November 4, 2013, and will graduate on March 21, 2014, with 45 recruits. This class achieved the lowest attrition rate with an 8% rate. All 20 DPS recruits that started the academy will graduate. Class #471 began on February 3, 2014; the class currently has 29 recruits.

AZ Western College – No report provided.

Chandler-Gilbert Community College – Provided a written report, presented by Program Administrator Marie Dryer, which states Class #12-2013 began July 2, 2013, and will graduate on June 4, 2014; the class began with 24 recruits and currently 16 remain. Class #13-2014 began January 7, 2014, and will graduate on November 25, 2014; the class began with 17 recruits and 9 remain. Class #14-2014 will begin July 1, 2014; they currently have 21 recruits in the background for this class.

Glendale Community College – No report provided.

Maricopa County Sheriff's Office – Commander Marc Summers reported Class #132 began January 6, 2014; the class began with 28 recruits and currently 25 remain; the class will graduate on May 29, 2014. Class #133 will begin at the end of April.

Mesa Police Department – No report provided.

NALETA – No report provided.

NARTA – Captain Jeff Newnum reported Class #36 began January 6, 2014; the class began with 33 recruits and currently 27 remain. This class is anticipated to graduate on May 8, 2014. They are currently taking reservations for their next class and currently have 37 reservations for this class.

Phoenix Police Reserve Academy – No report provided.

Pima Community College – Provided a written report, presented by Program Administrator Marie Dryer, which states Class #13-01 began September 11, 2013, and will graduate on May 21, 2014; the class began with 29 recruits and currently 25 remain. This class is comprised of 23 open enrollees and 2 sponsored cadets. They are currently recruiting for an upcoming class scheduled for September 2014.

Pima County Sheriff's Department – Provided a written report, presented by Program Administrator Marie Dryer, which states Class #13-11 graduated on January 24, 2014, with 13 recruits representing 3 agencies. Class #14-1 will begin May 5, 2014; they currently have 30 reservations for this class from 3 agencies. The break room/fitness center for the basic academy is complete.

SALETC – Provided a written report, presented by Program Administrator Marie Dryer, which states Class #14-01 began January 6, 2014, with 32 recruits from 16 agencies; currently 23 remain. This class will graduate May 1, 2014. Their next class is scheduled for April 14, 2014.

WALETA – Lt. Joe Archie reported Class #14-14 began January 27, 2014, with 19 recruits and currently 16 remain. The Military Police Transition Training Program in cooperation with AZ POST will start an academy class on June 18, 2014, for military police veterans; this will be an 8-week academy with a graduation date of August 8, 2014. The class is full with 30 reservations. All recruits in this class are open enrollees.

2. Department of Corrections – Director Ryan reported that since the last regular meeting, 55 cadets have graduated from COTA. They currently have four classes in session with 103 cadets. They have 473 vacancies statewide. Four cadets have graduated through the waiver process; which amounts to savings of just over \$17,000 for the Department.
3. In-Service Training – Don Yennie reported that since the last meeting, two FTO classes, two GI classes and two Physical Fitness classes have been provided. They also provide localized training on various topics to agencies throughout the state. Currently there is an Advanced Collision class and a Police Supervision class in session.
4. Special Projects/Digital Media Training – Marie Dryer reported that since the last meeting, the driver simulator was utilized by seven agencies and AZ POST, with 278 officers receiving this training. Below 100 was taught at Mesa PD and assistance in this training was provided to Colorado POST. The unit coordinated two classes during this period; with a total of 41 students in attendance. Future projects include developing a new program titled Rural Arizona Law Enforcement Investigations; the title may change on this but some of the topics may include: livestock violations; heavy equipment/farm implements thefts; defacing, destroying or removing property from BLMs jurisdiction or state land; illegal removal of plants; game and fish violations and information specific to railroads. Future classes include: Canine Encounters with Law Enforcement, Training-the-Trainer for What You Do Matters: Lessons from the Holocaust and Electronic Stability Control Workshop.

I. Final Action Cases:

Case #1 – Nate D. Knight – Pinal County Sheriff’s Office

Chairman Coker, Mr. Pacheco and Sergeant Nelson recused themselves from this case. Chief Campbell was acting chair. The Board considered comments from Assistant A.G. Nancy Beck and Kathryn Baillie, attorney for Nate Knight. Deputy Director Young made a motion to adopt the Administrative Law Judge’s Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Mr. Brown, motion carried by a 4-3 vote; the chair did not vote.

Case #2 – Anthony M. Bellisimo – Scottsdale Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Sergeant Andreacola made a motion to adopt the Consent Agreement, Decision and Order and suspend peace officer certification for a period of one year from May 16, 2013, to May 16, 2014, seconded by Sergeant Nelson, motion carried unanimously.

Case #3 – Anthony J. Doran – Pima County Sheriff's Department

The Board considered comments from Assistant A.G. Diana Stabler. Sergeant Nelson made a motion to adopt the Consent Agreement, Decision and Order and suspend peace officer certification for a period of six months from July 26, 2013, to January 26, 2014, seconded by Mr. Pacheco, motion carried unanimously.

Case #4 – Carmen A. Figueroa – AZ Department of Public Safety

Deputy Director Young recused himself from this case. The Board considered comments from Assistant A.G. Diana Stabler. Chief Campbell made a motion to adopt the Consent Agreement, Decision and Order for cancellation of peace officer certification, seconded by Sergeant Nelson, motion carried unanimously.

Case #5 – Andrea C. Middleton – Tucson Police Department

Sergeant Andreacola recused himself from this case. The Board considered comments from Assistant A.G. Diana Stabler. Mr. Pacheco made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Chief Campbell, motion carried unanimously.

Case #6 – Richard H. Mueller – Pinal County Sheriff's Office

The Board considered comments from Assistant A.G. Diana Stabler. Sheriff Mascher made a motion to adopt the Consent Agreement, Decision and Order and suspend peace officer certification for a period of two years from January 4, 2013, to January 4, 2015, seconded by Professor Stemley, motion carried unanimously.

Case #7 – Armando J. Ramirez – Phoenix Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Sergeant Nelson 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 #8 – Patrick W. Thompson – Huachuca City Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Patrick Thompson. Detention Director Olson made a motion to adopt the Consent Agreement, Decision and Order and revoke peace officer certification, seconded by Sergeant Nelson, motion carried unanimously.

Case #9 – Peter Antonio Jr. – Navajo Division of Public Safety

The Board considered comments from Compliance Manager Jack Lane and Peter Antonio. Professor Stemley made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Detention Director Olson, motion carried unanimously.

Case #10 – Mario A. Molina – Oro Valley Police Department

The Board considered comments from Compliance Manager Jack Lane and Mario Molina. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Professor Stemley, motion carried unanimously.

Case #11 – Horacio Lomeli – AZ Department of Public Safety

Deputy Director Young and Mr. Pacheco recused themselves from this case. The Board considered comments from Compliance Manager Jack Lane. Professor Stemley made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Director Ryan, motion carried unanimously.

Case #12 – Samuel B. Lujan – Tonto Apache Tribal Police Department

Sergeant Nelson recused himself from this case. The Board considered comments from Compliance Manager Jack Lane. Professor Stemley made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Mr. Brown, motion carried unanimously

Director Ryan left the meeting at this time.

J. New Charging Cases:

Case #1 – Eric J. Amato – Phoenix Police Department

Deputy Director Young and Sheriff Mascher recused themselves from this case. The Board considered comments from Compliance Specialist Steve Jacobs. Sergeant Nelson made a motion to **Initiate Proceedings**, seconded by Chief Campbell, motion carried unanimously.

Case #2 – Justin I. Griffith– Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Professor Stemley made a motion to **Initiate Proceedings**, seconded by Sergeant Andreacola, motion carried unanimously.

Mr. Pacheco left the meeting at this time.

Case #3 – Walter C. Peeling – Phoenix Police Department

Chief Campbell recused himself from this case. The Board considered comments from Compliance Specialist Steve Jacobs. Sergeant Nelson made a motion to **Initiate Proceedings**, seconded by Sheriff Mascher, motion carried unanimously.

Case #4 – Kimberly A. Celaya – Goodyear Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Chief Campbell made a motion to **Initiate Proceedings**, seconded by Sheriff Mascher, motion carried unanimously.

Case #5 – Glenn R. Isbell – Coconino County Sheriff's Office

Chairman Coker recused himself from this case. Deputy Director Young was acting chair. 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 Mr. Brown, motion carried unanimously.

K. Call to the Public

No one wished to address the Board during the Call to the Public.

L. Adjourn

Chairman Coker adjourned the meeting at 1:27 p.m.