



Arizona Peace Officer Standards and Training Board

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MINUTES OF MEETING JULY 18, 2012 PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on July 18, 2012, at the Little American Hotel in Flagstaff, AZ.

Members Present:

Mr. Joseph Duarte, Chairman
Sergeant Christopher Andreacola (in a non-voting capacity)
Sheriff John Armer
Chief Steven Campbell
Chief Kevin Kotsur
Ms. Wendy Larsen
Sheriff Scott Mascher
Ms. Leesa Morrison, representing Attorney General Tom Horne
Deputy Anthony Nelson
Detention Director Mike Olson
Director Charles Ryan
Deputy Director Dennis Young, representing Director Bobby Halliday

Members Absent:

Dr. Scott Decker

Staff in Attendance:

Dan Ciernia
Mike Deltenre
Jim DeLung
Marie Dryer
Bob Irish
Steve Jacobs
Mike Jaeger
Jeff Kirkham
Lyle Mann
Gary Maschner
Paul Orfe
Sandy Sierra
Chester Szoltysik
Rick Watling
Don Yennie

Assistant Attorney General
Diana Stabler
Nancy Beck

A. Call to Order

Chairman Duarte called the meeting to order at 2:04 p.m.

B. Introductions, Recognitions and Awards

Chief John Pickens, ASU Police Department, introduced IACP President Chief Walter McNeil.

Historically at this annual meeting, POST recognizes individuals who have provided outstanding service to the Board; and POST employees for the outstanding work they have done. Executive Director Mann presented plaques to the following individuals:

Sheriff Tom Sheahan from the Mohave County Sheriff's Office; for his years of service on the POST Board. Sheriff Sheahan was a POST Board member from 2008 to 2012.

Gerald Richard from the Phoenix Police Department. Mr. Richard represented the Attorney General's Office as a Board member from 2009 to 2012.

Major Jack Lane from the Department of Public Safety for his years of service as the ALEA Commander. Major Lane transferred from ALEA back to DPS headquarters.

POST staff member Chester Szoltysik was recognized for his exceptional performance during the last fiscal year.

C. Consent Agenda

The Consent Agenda was approved unanimously, motion made by Ms. Larsen, seconded by Chief Kotsur.

1. Minutes of the Board meeting, held on May 16, 2012, were approved as written.
Minutes of the Board meeting, held on June 20, 2012, were approved as written.

2. Ministerial Actions:

- a. Certification Waivers:

Seth T. Blount	Apache Junction Police Department
Michael J. LaGuardia	Apache Junction Police Department
Robert J. Graham Jr.	Peoria Police Department
Matthew W. Jeffery	Paradise Valley Police Department
Patrick F. Mackin	Pima County Sheriff's Department
James R. Hughes	Maricopa Police Department

- b. Instructor Certification Renewals (see AZ POST database)
 - c. Training Program Confirmations (see AZ POST database)
3. Income and Expense Statement – *May 2012*
- | | |
|----------------------------|----------------|
| Funds as of March 1, 2012 | \$1,933,210.09 |
| CJEF Revenue | 752,479.72 |
| Expenditures/Encumbrances | (727,126.23) |
| Balance for March 31, 2012 | \$1,958,563.58 |

D. Legislative Update

Executive Director Mann stated that AZ POST redistributed the SB-1070 Training DVD as required by the Governor’s Executive Order. The implementation is still on hold pending a ruling by the Ninth Circuit Court.

E. Summary of Current Events

Executive Director Mann stated that AZ POST has an opening for a Training Specialist. Anyone wanting more information is asked to contact Marie Dryer or Rick Watling.

F. Committee Update

Executive Director Mann stated a new Rules Committee will be constituted and new appointments will be made to this committee.

G. Reports

1. Basic Training Academies

ALEA – Major Jack Lane reported Class #463 started on February 13, 2012, and graduated on June 22, 2012 with 30 cadets. Class #464 started on May 7, 2012, and will graduate on September 14, 2012. Class #465 will start on August 6th and Class #466 will start on November 26th. Class #467 will start in February 2013 and #468 will start in May 2013.

Chandler-Gilbert – Provided a written report; presented by Training Manager Marie Dryer, which states Director Terpay reported Class #8 started on September 10, 2011, and will graduate on August 15, 2012; the class currently has 11 recruits. Class #9 started January 7, 2012, and currently has 8 recruits. Class #10 started on July 7, 2012; and currently has 22 recruits. Class #11 will start January 2, 2013. They recently installed a flagpole for flag raising ceremonies and the parade deck is scheduled to be resurfaced in August. All recruits in the senior class will now carry and use a radio during academy hours.

Glendale Community College – Provided a written report; presented by Training Manager Marie Dryer, which states that Class #72 will graduate on August 16, 2012; the class currently has 9 recruits. Class #73 started on March 4, 2012, and will graduate on December 4, 2012; the class currently has 10 recruits. Class #74 will start on July 29, 2012, and graduate on May 17, 2013; they currently have 16 open enrollments going through the background process for this class.

Mesa Police Department – Provided a written report; presented by Training Manager Marie Dryer, which states that Class #32 graduated 22 cadets representing 3 agencies. Their next class is scheduled for November.

NARTA – David Rhodes reported that Class #32 graduated on May 10, 2012, with 20 recruits representing 6 agencies. A new class is scheduled for August 6, 2012 and currently has 35 reservations from 10 agencies.

Pima Community College – Lt. Kevin Lane reported Class #11-01 graduated 10 cadets on June 13, 2012. Class #12-01 will start in September and has 20 openings.

Pima County Sheriff's Office - Lt. Palmer reported 30 recruits will graduate this Friday. They are hoping to have two classes next year; one in January and one in September. They will break ground on an expansion project next year.

SALETC – Provided a written report; presented by Training Manager Marie Dryer, which states Class 12-2 started on April 2, 2012, and will graduate on July 26, 2012; they currently have 27 recruits representing 10 agencies. Class #12-3 began on July 16, 2012, and will graduate on November 8, 2012; they currently have 40 recruits representing 8 agencies.

WALETA – Dan Doyle reported 10 cadets graduated in June. A new class will start August 20, 2012 and they have 20 reservations from 10 agencies for this class. They recently sponsored a 3-week Dispatch Academy which costs \$1000 per person.

2. Department of Corrections – Director Ryan reported that since the last meeting, 48 cadets have graduated from COTA. To date, they have had 1,074 cadets graduate from COTA. They currently have three classes with 108 cadets. They have 125 vacancies statewide.
3. AZ Leadership Program – Don Yennie gave a summary of the AZ Leadership Program for the new board member. The second week of Class #2 of the AZ Leadership Program will start July 23rd; there are 36 students in this class representing 26 agencies. This class will graduate in August. They also teach Police Supervision for first-line supervisors and have a class scheduled for August 13-17, 2012.

4. POST Training Section – Marie Dryer reported that since the last meeting, they have had 4 training sessions; for a total of 379 students trained. The new driver simulator and trailer have been received; we also have a new operator, Officer Mike Jaeger from the Tucson Police Department. The Digital Media Unit is working with the Attorney General’s Community Outreach and Education Team in producing materials to support the PTSD Training. The Children’s Justice Project/CPS Protocol Training Program is in the very early stages of pre-production and is scheduled for a December release.

H. Final Action Cases:

Case #1 – Kenneth F. Boldin – Pinal County Sheriff’s Office

The Board considered comments from Assistant A.G. Diana Stabler. Sheriff Armer made a motion to adopt the Consent Agreement, Decision and Order for a one-year suspension of peace officer certification beginning on February 11, 2011, and ending on February 11, 2012, seconded by Deputy Director Young, motion carried with one nay vote.

Case #2 – Heriberto Dominguez – Quartzsite Police Department

Deputy Nelson recused himself from this case. The Board considered comments from Assistant A.G. Diana Stabler. Sheriff Mascher made a motion to adopt the Consent Agreement, Decision and Order for a one-year suspension of peace officer certification beginning on September 16, 2011, and ending on September 16, 2012, seconded by Ms. Morrison, motion carried with one nay vote.

Case #3 – Jeffrey A. Vallandingham – Goodyear Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Deputy Director Young 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 #4 – Rene C. Palafox – AZ Department of Transportation

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

Case #5 – Willie C. Payne – Maricopa Police Department

This case was tabled.

Case #6 – Julio C. Pinedo – Tucson Police Department

The Board considered comments from Compliance Manager Bob Irish. Deputy Nelson made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Kotsur, motion carried with two nay votes.

Case #7 – John B. Teeter – Hayden Police Department

Sheriff Armer recused himself from this case. The Board considered comments from Compliance Manager Bob Irish. Chief Campbell made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Ms. Larsen, motion carried unanimously.

I. New Charging Cases:Case #1 – Anthony L. Addison – Goodyear Police Department

The Board considered comments from Compliance Specialist Paul Orfe. Chief Kotsur made a motion to ***Initiate Proceedings***, seconded by Chief Campbell, motion carried unanimously.

Case #2 – Daniel R. Johnson – Colorado Indian Tribes Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Sheriff Armer made a motion to close this case with ***No Action***, seconded by Chief Campbell, motion carried unanimously.

Case #3 – Charles L. Mitchell – Flagstaff Police Department

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

Case #4 – Felipe Navarro – Somerton Police Department

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

Case #5 – James O’Neil – Chandler Police Department

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

Case #6 – Brian E. Quimby – AZ Western College Campus Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Deputy Director Young made a motion to close with case with ***No Action***; motion dies due to lack of a second. Ms. Morrison made a motion to close with case with ***No Action***, seconded by Sheriff Armer, motion failed. Deputy Nelson made a motion to ***Initiate Proceedings***, seconded by Chief Kotsur, motion carried with three nay votes.

Case #7 – Philip J. Shores – Phoenix Police Department

Chief Campbell and Deputy Director Young recused themselves from this case. The Board considered comments from Compliance Specialist Steve Jacobs. Sheriff Armer made a motion to close this case with ***No Action***; motion dies due to lack of a second. Ms. Larsen made a motion to ***Research Further***, seconded by Chief Kotsur, motion carried with two nay votes..

J. Call to the Public

The following individuals addressed the Board during the Call to the Public to discuss the Quartzsite Police Department:

Jennifer Jones

Paul Stout

Ed Foster

Speaker who identified himself as John Doe

Stacy, a patient advocate for medical marijuana users, addressed the Board to discuss officer training regarding interaction with medical marijuana users and dispensaries.

K. Adjourn

Chairman Duarte adjourned the meeting at 3:55 p.m.