

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD  
MINUTES OF MEETING  
MAY 19, 2010  
PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on May 19, 2010, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. Joseph Duarte, Chairman  
Sheriff John Armer  
Detective Lee Ann Dobbertin  
Colonel Bobby Halliday  
Chief Patricia Huntsman  
Ms. Wendy Larsen  
Mr. Gerald Richard, representing Attorney General Terry Goddard  
Director Charles Ryan  
Sheriff Tom Sheahan  
Director Jerry Sheridan  
Sergeant Robert Thompson

Members Absent:

Dr. Scott Decker

Staff in Attendance:

Harry Atkins  
Ted Brandon  
Dan Ciernia  
Marie Dryer  
Faith Fennell  
Rosalee Fitch  
Matt Griffis  
Bob Irish  
Steve Jacobs  
Lori Ketron  
Lyle Mann  
Gary Maschner  
Curt Milam  
Paul Orfe  
Lynn Pirkle  
Sandy Sierra  
Chester Szoltysik  
Rick Watling  
Maria Wheaton  
Don Yennie

Assistant Attorney General  
Nancy Beck  
Diana Stabler

**A. CALL TO ORDER**

Chairman Duarte called the meeting to order at 10:01 a.m.

**B. DISCUSSION AND APPROVAL REGARDING COMPLIANCE WITH EXECUTIVE ORDER 2010-09**

The Board voted to go into executive session at 10:02 a.m. for legal advice. The open meeting reconvened at 10:34 a.m.

Executive Order 2010-09 *Establishing Law Enforcement Training for Immigration Laws* directs the Arizona Peace Officer Standards and Training Board (POST) to prescribe a minimum course of training for peace officers in order to implement Senate Bill 1070. It also directs POST to: (1) provide a timeline for production of the training, (2) complete the course of training within sixty days of the signing of the Executive Order, and (3) ensure all law enforcement personnel in the State are trained before the effective date of Senate Bill 1070.

Executive Director Mann explained to the Board the steps being taken in order to comply with the Executive Order; as well as the report that will be provided to Governor Brewer.

The public was asked to comment and address the Board if they wished. There were no public comments made.

Mr. Richard moved to approve the Training Outline and Report to the Governor as provided by staff, seconded by Colonel Halliday, motion carried unanimously.

The Board took a short recess at this time.

**C. INTRODUCTIONS, PRESENTATIONS AND ANNOUNCEMENTS**

Executive Director Lyle Mann introduced Chief Kevin Kotsur of the Avondale Police Department. He fills the vacancy for a large agency police chief on the Board.

**D. CONSENT AGENDA**

The Consent Agenda was approved unanimously, motion made by Sheriff Armer, seconded by Chief Huntsman.

1. Minutes of the Regular Board meeting, held on March 17, 2010, were approved as written.
2. Minutes of the Charging Board meeting, held on April 21, 2010, were approved as written.

3. The next scheduled Charging Board meeting is Wednesday, June 16, 2010, at 10:00 a.m. at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

The next scheduled Regular Board meeting is Wednesday, July 21, 2010, at 2:00 p.m. at the Little America Hotel in Flagstaff, AZ.

4. Ministerial Actions:
  - a. Certification Waivers: LIST ATTACHED TO AGENDA PACKET.
  - b. Instructor Certification Renewals: LIST ATTACHED TO AGENDA PACKET.
  - c. Training Program Confirmations: LIST ATTACHED TO AGENDA PACKET.
5. Decertification Status Report - As of March 31, 2010, the Compliance and Standards Unit had a caseload of 98 active cases. Eight cases are ready for initial presentation; thirty-eight cases need further investigation; ten cases are pending service of or response to a Notice of Complaint or Decision; six cases are pending a hearing; five cases are ready for final action, and thirty-one cases are waiting for outside action, i.e., a criminal trial or civil service hearing.
6. Income and Expense Statement – March 2010
 

Funds as of March 1, 2010	\$1,215,226.44
CJEF Revenue	703,205.85
Expenditures/Encumbrances	(488,687.02)
Balance for March 31, 2010	\$1,429,745.27

## **E. REGULAR AGENDA**

1. Academy Inspection – Pima Community College Law Enforcement Academy

To insure compliance with R13-4-116, an on-site inspection of the proposed Pima Community College Law Enforcement Academy was conducted in order to determine if the academy met the prescribed standards. It was determined that standards were met.

Director Sheridan moved to determine that the proposed Pima Community College Law Enforcement Academy meets the standards to provide basic training which may be used to qualify for certified peace officer status, seconded by Detective Dobbertin, motion carried unanimously.

2. Budget Update

Executive Director Mann provided the Board with an update on the current budget situation. He also explained that the budget for next fiscal year will be presented to the Board for approval next month.

3. Status of New Information Management System

Chester Szoltysik, Technology Manager for AZ POST, updated the Board on the new Information Management System by providing a brief presentation on how the new system will work.

**F. LEGISLATIVE UPDATE**

Executive Director Mann updated the Board on legislation currently in development.

**G. SUMMARY OF CURRENT EVENTS**

Executive Director Mann briefed the Board on the current inability of agencies to hire and what this will mean as far as future hiring.

**H. COMMITTEE UPDATE**

There is nothing new to report at this time.

**I. REPORTS**

1. Basic Training

ALEA – Captain Victor McCraw reported they currently have one class on campus with 24 recruits representing 9 agencies. The June class has been canceled. Their next class is scheduled to begin July 19, 2010, and they currently have 29 recruits for that class. They are soliciting reservations for the July class.

CHANDLER-GILBERT – Director Jon Terpay reported they currently have a class that will graduate on July 21<sup>st</sup> with 17 recruits, representing 4 agencies. Their next class which is scheduled to begin on June 12, 2010.

GLENDALE COMMUNITY COLLEGE – Director Geoffrey Leggett provided a written report that states they had a class graduate on May 12<sup>th</sup> with 8 open enrollees. They currently have two classes; one reserve class with 10 recruits and another class with 18 recruits.

SALETC – Lt. Frank Greene provided a written report that states that the classes scheduled for January and April of this year were canceled due to budget reasons. They have a class scheduled to begin on July 12, 2010, and they are currently taking reservations for this class.

2. Department of Corrections – Director Ryan reported that since the last meeting, 38 cadets graduated from COTA. They currently have six classes with 222 cadets. They have 512 vacancies statewide. 15 cadets have graduated through the waiver process which amounts to savings of \$63,000 for the Department.

3. Center for Leadership Excellence – Don Yennie reported the Center has taught numerous leadership classes this year. There are currently three ongoing LPO classes; one in Southern Arizona, one in Northern Arizona and one locally. The LPSO class which recently graduated was the first of its kind done in U.S. This was done in cooperation with IACP; Arizona was chosen as the pilot program for this training. The Center has scheduled and given the most leadership classes in the U.S.

#### I. FINAL ACTION CASES:

##### Case #1 – James G. Taylor – Eagar Police Department

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

##### Case #2 – Keith A. Whitmire – Pima Police Department

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

##### Case #3 – Daniel E. Rios – Pima Police Department

The Board considered comments from Compliance Manager Bob Irish. Director Sheridan made a motion to adopt the Findings of Fact and Conclusions of Law and impose a one year suspension of peace officer certification beginning on May 19, 2010, and ending on May 19, 2011, seconded by Chief Huntsman, motion carried unanimously.

#### K. NEW CHARGING CASES:

##### Case #1 – Jared B. Blanchard – Tempe Police Department

The Board considered comments from Compliance Specialist Marie Dryer. Sheriff Armer made a motion to ***Initiate Proceedings***, seconded by Chief Huntsman, motion carried unanimously.

##### Case #2 – Candelaria Charley – Navajo Department of Public Safety

The Board considered comments from Compliance Specialist Ted Brandon. Director Sheridan made a motion to close this case with ***No Action with Agency Discretion***, seconded by Detective Dobbertin, motion carried unanimously.

##### Case #3 – Michael J. Ewald – Yuma Police Department

The Board considered comments from Compliance Specialist Curt Milam. Chief Huntsman made a motion to close this case with ***No Action with Agency Discretion***, seconded by Detective Dobbertin, motion carried unanimously.

##### Case #4 – William F. Haigh. – Pinal County Sheriff's Office

The Board considered comments from Compliance Specialist Ted Brandon. Sheriff Armer made a motion to close this case with ***No Action with Agency Discretion***, seconded by Colonel Halliday, motion carried unanimously.

Case #5 – Michael A. Lusk – Chandler Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Chief Huntsman made a motion to close this case with *No Action with Agency Discretion*, seconded by Director Sheridan, motion carried unanimously.

Case #6 – William R. Queen – Bullhead City Police Department

The Board considered comments from Compliance Specialist Gary Maschner. Chief Huntsman made a motion to *Initiate Proceedings*, seconded by Mr. Richard, motion carried unanimously.

Case #7 – Corrina L. Thinn – Navajo Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Director Sheridan made a motion to *Initiate Proceedings*, seconded by Chief Huntsman, motion carried unanimously.

Case #8 – Andrew S. Wilcox – Hualapai Nation Police Department

The Board considered comments from Compliance Specialist Marie Dryer. Sheriff Armer made a motion to close this case with *No Action with Agency Discretion*, seconded by Detective Dobbertin, motion carried unanimously.

**L. CALL TO THE PUBLIC**

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

**M. ADJOURN**

Chairman Duarte adjourned the meeting at 12:14 p.m.