

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD
MINUTES OF MEETING
JUNE 16, 2010
PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on June 16, 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
Director 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

Members Absent:

Dr. Scott Decker
Sergeant Robert Thompson

Staff in Attendance:

Harry Atkins
Ted Brandon
Dan Ciernia
Marie Dryer
Rosalee Fitch
Jon Heiden
Lynn Howe
Bob Irish
Steve Jacobs
Lori Ketron
Lynn Larson
Lyle Mann
Curt Milam
Paul Orfe
Lynn Pirkle
Sandy Sierra
Chester Szoltysik
Maria Wheaton

Assistant Attorneys General
Nancy Beck
Diana Stabler

A. CALL TO ORDER

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

B. INTRODUCTIONS, PRESENTATIONS AND ANNOUNCEMENTS

Nothing new to report at this time.

C. PROPOSED 2010/2011 FISCAL YEAR BUDGET

Director Mann presented the 2010/2011 fiscal year budget to the Board for its approval.

Mr. Richard made a motion to adopt the proposed 2010/2011 Arizona POST budget, seconded by Chief Huntsman, motion carried unanimously.

D. UPDATE ON SB 1070

Director Mann updated the Board on the status of the training regarding SB 1070.

E. FINAL ACTION CASES:

Case #1 – Sergio Bon – Nogales 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 – Mark D. Trotter – Flagstaff 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 – Steven M. Vaughan – Cochise County Sheriff's Office

The Board considered comments from Assistant A. G. Diana Stabler. Mr. Richard made a motion to adopt the Consent Agreement, Decision and Order and impose a one year suspension of peace officer certification beginning on April 16, 2009, and ending on April 16, 2010, seconded by Detective Dobbertin, motion carried unanimously.

Case #4 – Scott A. Bellamy – Pinal County Sheriff's Office

The Board considered comments from Compliance Manager Bob Irish. Sheriff Sheahan made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sheriff Armer, motion carried unanimously.

Case #5 – Todd D. Honyaoma Jr. – Hopi Resource Enforcement Services

The Board considered comments from Compliance Manager Bob Irish. Sheriff Armer made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sheriff Sheahan, motion carried unanimously.

Case #6 – David E. Wagner – Prescott Valley 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 revoke peace officer certification, seconded by Sheriff Sheahan, motion carried unanimously.

Case #7 – Daniel M. Williams – Pima County Sheriff's Department

Detective Dobbertin recused herself from this case. The Board considered comments from Compliance Manager Bob Irish. Mr. Richard made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Huntsman, motion carried unanimously.

F. NEW CHARGING CASES:Case #1 – Wendall B. Crandell – AZ Department of Public Safety

Director Halliday recused himself from this case. The Board considered comments from Compliance Specialist Ted Brandon. Chief Huntsman made a motion to **Initiate Proceedings**, seconded by Detective Dobbertin, motion carried unanimously.

Case #2 – John Dematteo – Tombstone Marshal's Office

The Board considered comments from Compliance Specialist Paul Orfe. Director Sheridan made a motion to **Initiate Proceedings**, seconded by Detective Dobbertin, motion carried unanimously. Director Sheridan requested that staff negotiate a consent agreement on this case that would impose a short suspension of peace officer certification.

Case #3 – Jeremy R. Ebert – Sedona Police Department

The Board considered comments from Compliance Specialist Paul Orfe. Mr. Richard made a motion to **Initiate Proceedings**, seconded by Director Halliday, motion carried unanimously.

Case #4 – Edgar A. Ellis – Pinal County Sheriff's Office

The Board considered comments from Compliance Specialist Gary Maschner. Director Halliday made a motion to **Initiate Proceedings**, seconded by Sheriff Armer, motion carried by a 5-3 vote. Director Halliday amended the motion to

include violation of rules 8 and 9, seconded by Sheriff Armer, motion carried by a 5-3 vote.

Case #5 – Sean J. Fadely – Avondale Police Department

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

Case #6 – Brent A. Frasier – Mesa Police Department

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

Case #7 – Richard D. Garcia – Chandler Police Department

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 Chief Huntsman, motion carried unanimously.

Case #8 – Shawn M. Hawkins – Chandler Police Department

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

Case #9 – Victor Lopez – Phoenix Police Department

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

Case #10 – Andrew Loza – Pima County Sheriff's Department

Detective Dobbertin recused herself from this case. The Board considered comments from Compliance Specialist Paul Orfe. Director Sheridan made a motion to **Initiate Proceedings** and include a violation of rule 7, seconded by Director Halliday, motion carried unanimously.

Case #11 – Thomas J. McNally – Gila River Police Department

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

Case #12 – Sergio Napolitano – Scottsdale Police Department

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

Case #13 – Lars N. Peterson – Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Director Halliday made a motion to **Initiate Proceedings**, seconded by Mr. Richard, motion carried unanimously.

Case #14 – Phillip R. Solano Jr. – Salt River Pima-Maricopa Police Department

The Board considered comments from Compliance Specialist Gary Maschner. Sheriff Sheahan made a motion to **Initiate Proceedings**, seconded by Director Sheridan, motion carried unanimously.

Case #15 – Clayton D. Starin – Yavapai County Sheriff's Office

Chief Huntsman recused herself from this case. The Board considered comments from Compliance Specialist Paul Orfe. Mr. Richard made a motion to **Initiate Proceedings**, seconded by Director Halliday; Mr. Richard then withdrew his motion. Director Sheridan made a motion to request that staff **Research Further**, seconded by Detective Dobbertin, motion carried with one nay vote.

Case #16 – Michael J. Cruz – Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Mr. Richard made a motion to **Initiate Proceedings**, seconded by Detective Dobbertin, motion carried unanimously.

Case #17 – John M. Urban – Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Mr. Richard made a motion to **Initiate Proceedings**, seconded by Director Halliday, motion carried unanimously.

G. ADJOURN

Chairman Duarte adjourned the meeting at 11:51 a.m.